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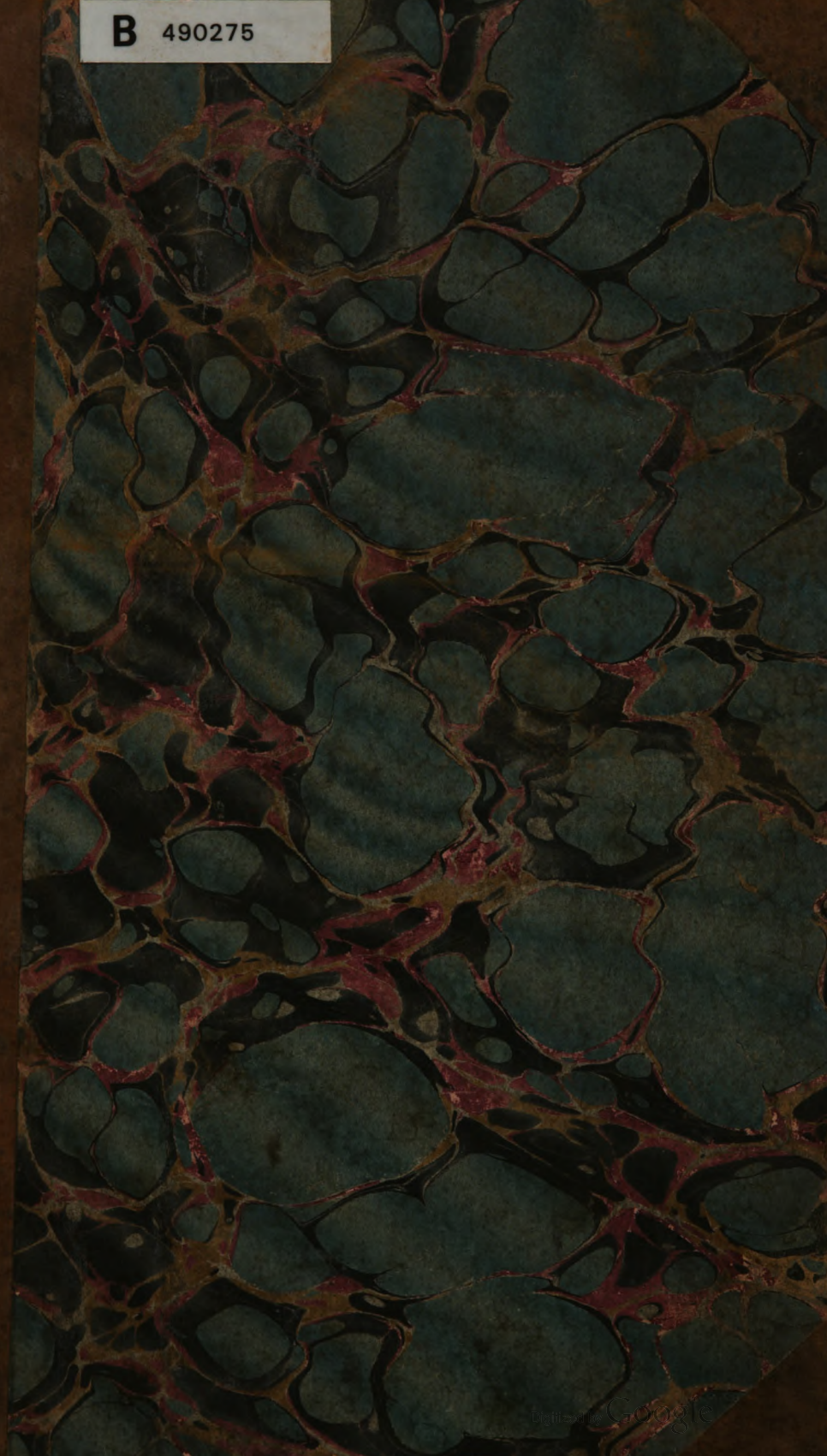
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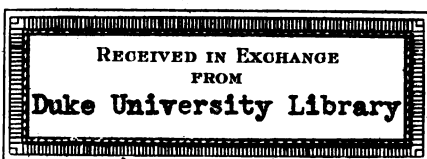
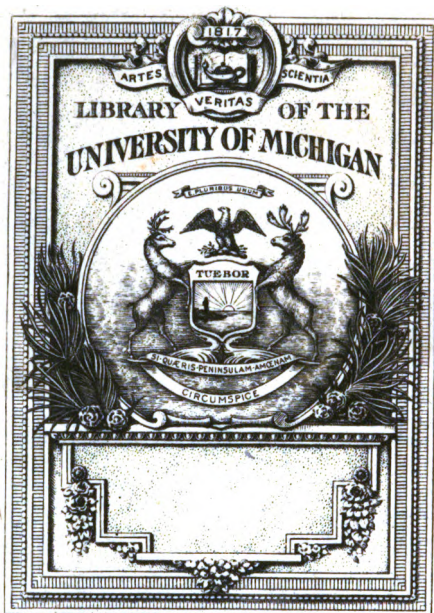
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JOURNAL

OF THE

SENATE

OF THE

COMMONWEALTH OF VIRGINIA,

BEGUN AND HELD AT THE CAPITOL, IN THE

CITY OF RICHMOND,

ON MONDAY THE SECOND DAY OF DECEMBER, IN THE YEAR
ONE THOUSAND EIGHT HUNDRED AND FIFTY.

RICHMOND:
PRINTED BY JOHN WARROCK,
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.....
1850.



GENERAL ASSEMBLY,

BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF RICHMOND,
ON MONDAY THE SECOND DAY OF DECEMBER, IN THE YEAR
ONE THOUSAND EIGHT HUNDRED AND FIFTY.

The Senate met pursuant to the final adjournment of the last session.

William F. Thompson, John W. C. Catlett, Henry W. Thomas, Douglass B. Layne, James G. West, and Evermont Ward, Esqrs., returned to represent Senatorial districts in the fourth class, and Inman Horner, Esq., returned to fill the vacancy occasioned by the resignation of John W. Tyler, Esq., in conformity to the Constitution and pursuant to law, being duly qualified, appeared and took their seats in the Senate Chamber; and a majority of the whole number being present;—

The Senate was called to order by Mr. Stanard.

Mr. Stanard nominated Joel Pennebacker as Clerk of the Senate, seconded by Mr. Deneale.

And, upon the question put thereupon, by Mr. Stanard, it was agreed to by the Senate.

Mr. Stanard then nominated William H. Dennis, Esq., as a fit and proper person to discharge the duties of the Chair.

The Clerk called the roll, whereupon it appeared that William H. Dennis, Esq., received the unanimous vote of the members present, to wit:—Messrs. Rives, Woods, Tribble, Horner, Barbee, Carlile, Daniel, Carrington, Pitts, Shackelford, Opie, Tate, French, Stanard, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Thomas, Layne, West and Ward—24; and was declared by the Clerk, duly elected Speaker of the Senate.

Messrs. Stanard and Deneale, were appointed a committee to inform Mr. Dennis of his election, and having performed that duty, conducted him to the Chair, whereupon Mr. Dennis expressed to the Senate, the high sense he entertained for the honor conferred upon him.

On motion of Mr. Pitts,

The Senate then proceeded to the choice of a Sergeant at Arms.

Mr. Pitts, nominated Henry M. Bowden, Esq.

Mr. Shackelford, nominated Thomas J. Massie.

Mr. Tribble, nominated Richard B. Gooch.

The Clerk called the roll, whereupon it appeared that the members present voted as follows:

For Henry M. Bowden—Messrs. Dennis, (Speaker,) Carlile, Daniel, Carrington, Pitts, Tate, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Layne, West and Ward—15.

For Richard B. Gooch—Messrs. Rives, Woods, Tribble, French and Stanard—5.

For Thomas J. Massie—Messrs. Horner, Barbee, Shackelford, Opie and Thomas—5.

Henry M. Bowden having received a majority of the whole number of votes, was declared by the Speaker, to be duly elected Sergeant at Arms of the Senate.

Mr. Stanard moved that the Senate proceed to the election of a Door-keeper, and nominated Julius Martin as a suitable person to fill the office, which he withdrew at the request of Mr. Deneale.

Mr. Deneale then offered a resolution to the effect that the office of second Door-keeper be restored.

Mr. Layne offered a resolution, as a substitute to Mr. Deneale's resolution, authorising the Speaker to appoint a Page to the Senate.

Mr. Woods moved that the resolution and substitute be indefinitely postponed; whereupon Mr. Deneale and Mr. Layne severally withdrew the resolution and substitute.

On motion of Mr. Stanard,

The Senate proceeded to the choice of a Door-keeper, he nominated Julius Martin as a suitable person to fill the office.

The Clerk called the roll, whereupon it appeared that the Senators present voted as follows:

For Julius Martin—Messrs. Dennis, (Speaker,) Rives, Tribble, Horner, Barbee, Carlile, Daniel, Carrington, Pitts, Shackelford, Opie, Tate, French, Stanard, Deneale, Grantham, Cowen, Thompson of D., Catlett, Thomas, Layne, West and Ward—23.

For McGuffer—Mr. Woods—1.

Mr. Deneale moved that the Senate do now proceed to the election of a second Door-keeper.

Mr. Woods moved that two Pages be appointed instead of a second Door-keeper.

Mr. Carlile offered a resolution, that the Senate appoint a second Door-keeper and a Page, and on the question taken thereupon, was rejected by the Senate.

Mr. Carlile then moved that the motions, severally made by Messrs. Deneale and Woods, be laid upon the table; and, on the question put thereupon, was agreed to by the Senate.

On motion of Mr. Stanard,

The motions just laid upon the table were taken up, and, on the question, to appoint two Pages, being put, it was disagreed to by the Senate. Ayes 9—Noes 15.

The ayes and noes, upon that question, being required by Mr. Barbee, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Woods, Horner, Shackelford, French, Deneale, Edmiston, Layne and Ward—9.

Noes—Messrs. Rives, Tribble, Barbee, Carlile, Daniel, Carrington, Pitts, Opie, Tate, Grantham, Cowen, Thompson of D., Catlett, Thomas and West—15.

Mr. Carlile then offered a substitute to appoint a second Door-keeper and a Page.

Mr. Woods moved to amend the substitute, by striking out all that related to the second Door-keeper, and on the question being put thereupon, was disagreed to by the Senate.

The question was then taken upon the substitute, as offered by Mr. Carlile, and rejected by the Senate. Ayes 12—Noes 12.

The ayes and noes, upon that question, being required by Mr. Deneale, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Woods, Horner, Barbee, Carlile, Carrington, French, Catlett, Thomas, Layne, West and Ward—12.

Noes—Messrs. Rives, Tribble, Daniel, Shackelford, Opie, Tate, Stanard, Deneale, Grantham, Edmiston, Cowen and Thompson of D.—12.

The question was then taken on the original resolution and rejected by the Senate. Ayes 12—Noes 12.

The ayes and noes, upon that question, being demanded by Mr. Carlile, were as follow :

Ayes—Messrs. Rives, Tribble, Horner, Barbee, Daniel, Carrington, Stanard, Deneale, Thompson of D., Catlett, West and Ward—12.

Noes—Messrs. Dennis, (Speaker,) Woods, Carlile, Shackelford, Opie, Tate, French, Grantham, Edmiston, Cowen, Thomas and Layne—12.

Mr. Layne then offered the following resolution :

Resolved, That William McCauley be appointed Page to the Senate, at two dollars per day.

And on the question being put thereupon, it was rejected by the Senate.

On motion of Mr. Stanard,

The Senate then proceeded to the choice of a Printer.

The Clerk called the roll, whereupon it appeared that there was an unanimous vote of the members present in favor of John Warrock, to wit :

Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Horner, Barbee, Carlile, Daniel, Carrington, Shackelford, Opie, Tate, French, Stanard, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Thomas, Layne, West and Ward—24.

John Warrock, having received an unanimous vote of the members present, was declared, by the Speaker, duly elected Printer to the Senate.

On motion of Mr. Carlile,

Resolved, That the Rules and Regulations adopted at the first day of the last Session of the Senate, and the rule adopted on the 25th day of January, 1850, be adopted for the government of the Senate during the present Session.

The said Rules and Regulations are as follow :—

1. *Ordered*, That no member absent himself from the service of the Senate without leave, unless he be sick and unable to attend.

2. That when any member is about to speak in debate, or deliver any matter to the Senate, he shall rise from his seat, and, without advancing from thence, shall, with due respect, address himself to Mr. SPEAKER; confining himself strictly to the point in debate, and avoiding all indecent and disrespectful language.

3. That no member shall speak more than twice to the same question, without leave of the Senate, nor more than once, until every member choosing to speak, shall have spoken.

4. That a question being once determined, must stand as the judgment of the Senate, and cannot again be drawn into debate during the same session, except where it may be judged proper to recede from any determination, in consequence of a conference with the House of Delegates.

5. That while the Speaker is reporting or putting any question, none shall entertain private discourse, read, stand up, walk into, out of, or cross the Senate Chamber.

6. That no member shall vote on any question, in the event of which he is immediately interested, or in any case where he was not present when the question was put by the Speaker, or the Chairman of any Committee.

7. That every member who shall be present when any question is put, or vote taken, shall be counted on one side, or the other.

8. That all bills shall be read and despatched in priority and in order of time, as they shall be sent from the House of Delegates, unless the Senate shall direct otherwise in particular cases.

9. That a motion, either for the second reading, or for suspending the second reading of a bill, and a motion for committing the bill, may be submitted at the same time; but the questions upon these motions shall be put separately, if required by any member.

10. That any member may call for a division of the question, which shall be divided if it comprehends propositions in substance so distinct, that one being taken away, a substantive proposition shall remain for the decision of the Senate: but a motion to strike out and insert, shall be deemed indivisible; and a motion to strike out being lost, shall preclude neither amendment, nor a motion to insert.

11. That the Clerk of the Senate shall not suffer any records or papers to be taken from the table or out of his custody, by any member or other person, except a Chairman of any Committee: *Provided, however,* that he may deliver any bill or papers to any other member or to the Printer of the Senate, where the same shall be directed to be printed, on taking his receipt for the same.

12. That three members be a sufficient number to adjourn, and any seven to call a meeting of the Senate, and send for the absent members, and make any orders for their censure or discharge.

13. That when the Senate adjourns, every member shall keep his seat till the Speaker leave the chair.

14. That the Journals of the Senate be daily drawn up by the Clerk, and, after being examined by the Speaker, be printed and delivered without delay.

15. That if any question be put upon a bill, the Speaker is to state the same, but not to sway the Senate with arguments.

16. That if in debate, words be let fall that give offence, exceptions should be taken the same day, and before the member using such words leave the Senate, or he who is offended may move that such person may not leave the Senate, till he has given a satisfactory explanation of the words spoken by him; and in such case, after the present debate is over, the words must be repeated by the person excepting, and, in case he desire, or the Senate command it, the member who had uttered the words objected to, is to explain himself standing in his place, which if he refuses to do, or the Senate be not satisfied with such explanation, then he is to withdraw.

17. That no question shall be debated until the same has been propounded by the Chair, and then, the mover shall have the right to explain his views, in preference to any other person.

18. That when a motion has been made, the matter must receive a determination by the question, or be laid aside by the general sense of the Senate, before another be received.

19. That when the Speaker, (the Senate calling for a question,) is putting the same, any member that hath not spoken before to the matter, may stand up before the negative be put.

20. That every question be first put in the affirmative and then in the negative, to which question every member shall give his opinion one way or the other, and the Speaker is to declare whether the yeas or nays have it, which is to stand as the judgment of the Senate, unless any member call for a division, in which case, the Speaker shall divide the Senate.

21. That, if in debate, there arise more questions than one, and it be contended which question shall be first put, the question first moved and seconded, is regularly to be first put, unless it be laid aside by general consent.

22. That when any question is proposed, any member may call for the previous question, whether such question shall now be put; the previous question shall be put accordingly, and, if it be determined in the affirmative, all debate thereupon shall cease, and the Senate shall proceed to vote upon the questions in the order in which they stand before the Senate. The previous question shall be in this form,—“Shall the main question be now put?” and, until it is decided, shall preclude all amendment and further debate of the main question. On a previous question, there shall be no debate; and all incidental questions of order, arising after a motion is made for the previous question, and pending such motion, shall be decided whether on appeal or otherwise, without debate. If the question on the previous question, is decided in the affirmative, the Senate shall proceed without debate, to vote upon the questions in the order in which they stand before the Senate. It shall require two-thirds of the members present to sustain the previous question.

23. That although a member has spoken twice to the substance of a question, he shall be at liberty to speak to the form, keeping himself to that only, and not going into the merits of it.

24. That during any debate, any member, though he has not spoken to the matter, may rise and speak to the Orders of the Senate, if they be transgressed, in case the Speaker do not; but, if the Speaker stand up at any time, he is first to be heard, and, while he is up, the members must keep their seats.

25. That every bill shall pass on to a second reading without any question or debate thereon, unless it carry matter of apparent injury to the Commonwealth.

26. That the vote of the Speaker shall be counted on all questions; and, whenever the number of votes shall be equal, the question shall be considered as decided in the negative.

27. That in the time of reading a bill, the Senate be not interrupted with any other business, unless the Senate should think it necessary.

28. That when a bill is thrice read, for good cause shown to the Senate, it may be recommitted; but, after it has passed, there shall be no further alteration thereof, in any point, except Clerical errors, which may be rectified.

29. That when a bill or resolution from the House of Delegates is rejected or passed by the Senate, it shall remain under the control of the Senate for the space of two days, and the fact of the rejection or passage shall be then communicated to the House of Delegates.

30. That upon the motion of any member and having a second to their motion, the yeas and nays may be entered; and that any member or members, hath or have a right to enter a protest on the Journals, on the determination of any Act, Resolution, or Question.

31. That the Speaker, in case of indisposition, or for any other cause which to him shall seem sufficient, may call any member of the Senate to the Chair as Speaker *pro tempore*, for any period not exceeding one day.

32. That no committee of the Senate, other than the Committee of the Whole, shall consist of more than seven members, except the Committee of Internal Improvement, which shall consist of nine.

33. That a Committee of Privileges and Elections be appointed, with power to adjourn from day to day, to examine the certificates of members returned to serve in the Senate, to take into consideration all such matters as shall come in question respecting returns and privileges, and report their proceedings thereupon to the Senate, and to send for persons, papers, and records, for their information.

34. That there be a Standing Committee to be denominated the Committee of Claims, to whom shall be referred all bills extending relief to individuals by the remission of fines, penalties or amercements, or by the payment of money out of the public treasury.

35. That there be a Standing Committee to be denominated the Committee of Internal Improvement, to whom shall be referred, all bills and resolutions affecting the Fund of Internal Improvement.

36. That there be a Standing Committee to be denominated the Committee of General Laws, to whom shall be referred, all bills containing provisions of a general nature, not referrible to any other Standing Committee.

37. That there be a Standing Committee to be denominated the Committee of Courts of Justice, and to consist of not fewer in number than three nor more than five, to which all subjects and matters that concern or relate to Courts of Justice, and the rights of persons and property, as ordinarily asserted therein, and the forms or modes in which such rights are asserted, shall be referred.

38. That a Standing Committee to consist of not less than three nor more than five shall be appointed, to unite with the Committee of the House of Delegates, to examine the bonds of public officers.

39. That a Standing Committee on the Militia, be appointed.

40. That all bills and resolutions proposing to construct a road, bridge, or canal, not affecting the Fund of Internal Improvement, shall be referred to the Committee of Internal Improvement, unless otherwise ordered by the Senate.

41. That when the Senate convenes on each day of its session, the first business in order, after the communication from the House of Delegates shall have been disposed of, shall be to receive reports from the several standing committees; and for that purpose, it shall be the duty of

the Clerk to call over said committees in the order in which they stand on the Journal, and upon each committee being called, it shall be the duty of the Chairman, or some member thereof, to rise and report such bills and resolutions as such committee may have ordered. After the standing committees shall have been called, it shall then be next in order to receive reports from select committees, and the bills and resolutions so reported, shall be laid upon the table and entered upon a docket to be kept by the Clerk for that purpose, in the order in which they shall have been reported. After all the reports shall have been received and entered as aforesaid, it shall be the duty of the Clerk to call over the bills and resolutions in the order in which they stand on said docket; and upon the calling of such bill or resolution as aforesaid, it shall be taken up, acted upon, and disposed of by the Senate, unless otherwise specially ordered.

42. After messages from the House of Delegates or the Executive shall have been disposed of, the reports from the committees acted on, and petitions presented, the unfinished business in which the Senate was engaged at the last preceding adjournment, shall have precedence in the order of business, and no motion on any other business shall be received without special leave of the Senate, until the former is disposed of.

43. In elections by joint vote of the two Houses of the General Assembly, each House shall first communicate by message to the other, the names of the persons who may be put in nomination for the said office in each House respectively; and then each House shall vote separately in its own chamber; and shall each appoint a committee on its part to meet a committee on the part of the other House, and communicate the result of the vote in each House respectively; and if, upon such vote, any person have a majority of the whole number of votes, the same shall be reported by the committees to their respective Houses, and the Speaker of each House shall declare such person duly elected; and if no person shall have a majority of the whole number of votes, both Houses shall, in like manner, proceed to another vote, dropping the person who shall have the smallest number of votes on the former vote; and so on, till an election be made, and the results of each vote in each House shall, in like manner, be communicated by each House to the other, and reported by their respective committees; and the election, when made, shall in like manner, be declared by the respective Speakers of the two Houses.

44. That the Speaker be required to appoint a Standing Committee of the Senate at the beginning of each session thereof, whose duty it shall be to examine the Clerk's office of the Senate, to see that all papers belonging thereto are properly filed, labelled, and put away in the presses, and the books belonging thereto be chronologically arranged, and to make annual report thereof to the Senate.

45. That it shall be the standing duty of the Clerk to examine the proof sheet of the Journal and correct all errors therein, before the same be printed for the use of the Senate.

46. That all bills communicated by the House of Delegates, shall be read a first and second time by their titles, and referred to appropriate committees, which reading by their titles, shall be taken as the first and second readings of said bills.

On motion of Mr. Deneale,

Resolved, That a committee of three be appointed to wait upon the Governor, and to receive from him any communication he may wish to make to the Senate.

Ordered, That Messrs. Deneale, Cowen and Tate be appointed a committee in pursuance of the said resolution.

The committee withdrew, and after some time returning into the Chamber, Mr. Deneale reported that the committee had, according to order, performed the duty assigned them.

The Speaker laid before the Senate the following Message from the Governor, which, on motion of Mr. Deneale, was ordered to be laid upon the table and printed.

*Fellow-Citizens of the
Senate and House of Delegates:*

In conformity with the duty required at my hands by the constitution, I present for your consideration such subjects as in my judgment demand your attention.

That of internal improvement, which has for some years engaged so much of the attention of your body, requires at this time your earnest and particular consideration. It is much to be regretted that a regular, well-digested system has not been heretofore devised, and constantly adhered to by the legislature. Many beneficial results would have already accrued to the public from such a policy, which, it is feared, must now be deferred for some time to come. The subject has grown from a very small beginning into the most important interest which presents itself for legislative action. A fixed policy should now be established and inflexibly pursued. The finances of the commonwealth imperatively require that further appropriations out of the treasury should be confined exclusively to the great leading lines of connection with the West, begun and under way. This is more necessary, because any other appropriations at present must be attended with serious embarrassment to the treasury, which would at once throw such discredit upon the whole subject, as would retard our progress most materially for years to come. Nothing could be more deeply deplored than such an effect, and none would regret it so much as those who believe the regeneration of the state depends upon the successful completion of the great improvements now progressing. It is, in my opinion, due from the friends of the policy, to the people at large, that some evidence should be given of a prudent regard for the credit of the state, and some assurance afforded that in a reasonable time a return will be made to the coffers of the commonwealth for the immense sums already expended. Much apprehension has been felt in some portions of the state, as to the policy pursued by the legislature for the last few years, in appropriating money out of the treasury for numerous inferior works of internal improvement. It has been thought by some reckless and extravagant, and hence it has been impossible to concentrate the energies of the state upon any well-devised and economical system. Still, it is due to the policy that has been pursued, and to its friends, to state, that comparatively small sums

have been expended upon wild or useless schemes. Those appropriations for what are termed *mud turnpikes*, which at first sight appeared the most unwise, have proved very much the reverse. It is true, few of them pay a dividend in the form of tolls into the treasury, but the increased value, given to lands in the regions through which many of them pass, furnishes a permanent fund for taxation, which, in many instances, far exceeds the interest on the sums expended in their construction. It is not a matter of vital importance to the public whether an investment pays a good return in tolls, from the road upon which it is expended, or in taxes from the lands rendered valuable by its construction. But this species of appropriation should now be terminated; and if there remain inferior works yet to be undertaken, they may be postponed for the present, without detriment to any interest whatever, and with great benefit to the treasury.

It is essential to the interests of the state, in a pecuniary point of view, that the whole subject be thoroughly systematized. Without this, there is room for a well-grounded fear lest embarrassments may come upon the treasury, and distrust be brought upon the credit of the state. Either would be alike fatal to our great enterprises, and both are therefore to be most sedulously avoided. The policy which has heretofore controlled the action of the legislature, in contributing to works of improvement, has looked rather to the benefit to be derived from increased population and enhanced value of lands, than to returns in the form of tolls to the treasury. The wisdom of the policy stands fully vindicated by the recent assessment of lands in the commonwealth, which shews an increase of twenty-nine and a half per cent. upon our entire landed property during the last twelve years, or an aggregate increase in the value of real estate alone, since 1838, of \$62,749,718, while the increase between the assessments of 1819 and 1838 was only \$5,036,530, or two and a half per cent. The total value of lands in the state in 1819 was \$206,893,978; in 1838 it was \$211,930,508, and in 1850 it is \$274,680,226; which shews an average increase each year, since 1838, whilst the system of internal improvement has been in operation, equal to the whole increase during the nineteen years prior to that time. This result has been owing chiefly to the impulse imparted to the industry of the state by the facilities which her public works have afforded to our citizens, for transporting their produce to market. Portions of our country which, twenty years ago, were scarcely inhabited, are now thickly settled, well cultivated and prosperous. A tax-paying fund has been thus provided, which will constitute through all time a valuable addition to the permanent capital of the commonwealth.

But notwithstanding the undoubted benefits which have thus accrued to the state, still, a sound and judicious policy requires that we should abstain from any further appropriations to internal improvement, except such as are absolutely necessary for the completion of the great lines that are begun and in progress. We should take such measures in pressing forward these lines as would speedily ensure a return from the capital invested in their construction. The public have a right to expect this, and we are bound to fulfil so reasonable

an expectation. To accomplish this end, our resources should be husbanded with the greatest pains, and the credit of the state cultivated and strengthened by every means in our power.

I am happy to assure you of an awakening of the people to the true interests of the commonwealth upon this subject. Indeed, Virginia has awakened so suddenly to the advantages of her geographical position for securing the Western trade, that she is in danger of losing them by the eagerness of different enterprises to grasp the commerce that awaits them. Local jealousies and rival schemes threaten to divide her energies, distract her counsels, and retard, to a serious extent, the completion of her important lines of transportation. No conflict in reality exists, or can exist, between the great lines of connection with the West, projected over her territory. On the contrary, it will be found here, as has been found elsewhere, that the completion of any of the proposed improvements will carry along with it the necessity of completing the others also, in order fully to accommodate that immense trade which will be attracted to her works if every facility and mode of transportation provided upon other routes shall be provided upon hers.

Occupying a position midway between the mouths of the Mississippi and the St. Lawrence, the only natural outlets for the products of the West; possessing the best harbor upon the Atlantic coast, and the one nearest of all others to the centre of the great alluvial basin of the continent, Nature seems to point to ours as the true locality for an artificial outlet from that vast region to the ocean. The mouth of the Ohio and the city of Norfolk are upon the same parallel of latitude, and the most Northern point of deflection from a right line between these important commercial points, (Cincinnati,) is but two degrees of latitude higher. Every Atlantic harbor North of Hampton Roads lies at a greater longitudinal distance from either of these points by several degrees, and at a greater direct distance by many miles, than Norfolk. These ports are approached from the West, moreover, by routes over which, in competition with ours, the cost of steam transportation must be greater in the ratio of their superior distance, and the cost of water transportation greater, not only in proportion to their distance, but also in a ratio vastly augmented by the obstacles which Northern frosts and snows must continue to interpose. If the results to follow the connection of tidewater with Tennessee by means of the Virginia and Tennessee railroad, and with Ohio by the James river and Kanawha canal and the Central railroad, were at all problematical, there would be some reason for hesitation in prosecuting these enterprises; but we are happily engaged in works, about the success of which there is no shadow of doubt, and the profits certainly to accrue from which warrant the largest expenditure in their construction. We have now something more than vague conjecture and speculative reasoning to point out the results of such enterprises. The test of experience has been fully applied elsewhere, and the wisdom of a judicious system of improvements been established beyond all dispute.

The three great lines of improvement, looking to communication

with the West, are the James river and Kanawha canal, the Virginia and Tennessee, and the Central railroads. In my last annual message I urged upon the legislature the policy of completing the James river and Kanawha canal to the Ohio river. I have seen nothing since to change that opinion, but a great deal to strengthen and confirm it. The point at which this work is proposed to touch the Ohio, is the best one to be found from its sources to its mouth, for a water communication with the Atlantic seaboard. This improvement will afford a Southern water line of transportation for the heavy products of the West, which must be, for a long period of the year, without a competitor, owing to the ice in the waters North of it. Such articles of commerce as would pass upon a canal in preference to a railroad, would prefer this, for the reason that it would lead to the nearest Atlantic harbor, and consequently the cost upon it would be the least for internal or domestic transportation. A canal boat at Columbus, Ohio, laden with pork, hemp, tobacco or iron, would greatly prefer going to Norfolk upon this canal, to passing through the lakes and the Erie canal to New York, if the market was as good at the one place as the other, for the simple reason that the distance would be greatly shorter and the navigation much safer from interruption by ice and from the dangers of the lake. The market would be as good at Norfolk as New York, because the trade would be intended for foreign nations; and of course the foreign price would regulate that at the port at which it would be purchased for transportation. A common standard would regulate the price at both ports, and would of course render it uniform. It is plain, therefore, that such trade as would prefer water carriage, and as now reaches New York from the heart of Ohio, would find its way to the ocean through Virginia, by means of her canal. But the trade of Ohio, and the West, is not by any means the only inducement offered for the completion of this work. I will hazard the opinion, that the timber of our forests bordering upon the line of the canal, and accessible to it by way of the upper Kanawha, or New river and its tributaries, will in a few years produce to Virginia a larger sum of money than the whole amount required for completing the canal. I doubt if in America there are to be found such forests for ship-building as those growing in the section of country referred to. The completion of this work would also open a thoroughfare for the transportation of coal from the prolific mines of Kanawha, Coal and Guyandotte rivers to Norfolk, which would make that city the depot whence the whole steam-marine of the Atlantic would be supplied with fuel. The discovery of *cannel coal* in that quarter of the state, in large quantities and of the most superior quality, establishes beyond doubt the fact that, with a cheap mode of transportation, the best fuel in the world for steam would be supplied at Norfolk cheaper than at any accessible point on the Atlantic border. The coal and timber trade from the Western part of our own state would alone make the stock in this canal productive.

During the coming year the canal will be completed to Buchanan, a distance of 194 miles; which will leave 174 miles to be constructed, in order to carry it to the Great falls of the Kanawha. I am of opinion,

that the general interests of the state would be promoted by continuing it at once to Covington, and so improving the navigation of the Kanawha as to allow steamboats to ascend that river to the Great falls. The construction, then, as a temporary measure, of a plank road between those two points, a distance of some one hundred miles, would give to this work almost a monopoly of the transportation between New York and Cincinnati for the five months during which the Northern canals are closed by ice, as well as a considerable share of it throughout the year; because it would then present the cheapest line of transportation between the Atlantic seaboard and Cincinnati, that through the Erie canal only being excepted. The portage between Covington and the Kanawha falls is already tolerably well graded, and will require, comparatively, little further expense to fit it for a plank superstructure. The present grading is known to be far superior to that of the national road, over which such large quantities of produce are supplied to the Baltimore and Ohio railroad. The completion of the water line to Covington, the construction of such a road, and the reduction of tolls upon the canal, would, in my opinion, immediately put the revenues and credit of the company into such a condition as would secure the speedy completion of the entire water line.

There are many who doubt the expediency of continuing the canal, and who consider a railroad extension of this line of improvement more expedient and practicable. Without intending to disparage this latter species of public work, or to oppose the completion of the Central railroad as a distinct enterprise, I think it my duty to cite the experience of other states, that have embarked largely in canals, in opposition to these views. This duty is the more imperative, as erroneous opinions prevail extensively upon the subject in Virginia, and a sentiment of antagonism and hostility seems to exist towards the canal among the friends of other improvements. Thorough information upon the subject would remove this prejudice and unite the friends of these works in support of the canal as an improvement destined to furnish never-failing commerce and prosperity to them all.

If the experience of similar works in other states should be found to require an abandonment of the canal, it should be abandoned without hesitation; but if it should appear, from full and thorough information as to their operations, that the policy is wise, if vigorously pursued—and only unwise when pursued with hesitation, languor and distrust—instead of abandoning, we should push forward the work, and that with the spirit and energy which is necessary to the success as well of this as of every other great undertaking.

New York enjoys, most of all other states, the advantages of this species of improvement, and reaps more fully than any other the benefit of an early, wise and energetic policy respecting them. The tolls upon the Erie canal in 1825, the first year during which it was opened, amounted to \$492,664. In 1849 they reached \$2,962,132. During the twenty-five years of this canal's operation, that state has, encouraged by the results of this leading experiment, constructed the Champlain, the Oswego, the Cayuga and Seneca, the Chemung, the Genesee Valley, and the Oneida Lake canals, the Seneca river towing-

path, the Oneida river improvement, and the Cayuga inlet. She is also constructing 205 additional miles of canals, and enlarging the main Erie trunk at a cost considerably exceeding that of its original construction. The income from these lateral works swelled the total receipts of the state from her canals in 1849 to the immense aggregate of \$3,442,906. The expenditures upon these works during the year, according to the report of the canal commissioners, were \$685,803, which left a nett profit of \$2,757,102 from the year's operations. The comptroller reports that on the 30th of September 1849 the entire cost of the New York canals, including the sum of \$14,624,748, expended in enlarging the main work, had been \$33,214,158; that this enlargement, being incomplete, had as yet effected no augmentation of the annual receipts; but that, nevertheless, the nett average annual income of the state from these canals, during the five preceding years, had been equal to a capital of \$39,515,279, at six per cent. interest; and that the nett income for the year 1849, taken separately, represented a capital of \$45,951,711. The report of the comptroller for 1849 shews the upward freight (towards the lakes) upon these canals to have been 1,314,785 tons, valued at \$92,356,764; and the downward freight (towards the Hudson) to have been 1,579,946 tons, valued at \$52,375,521; making an aggregate freight of 2,894,732 tons, worth \$144,732,285, which was an increase of 98,502 tons, and of \$4,646,128 upon the operations of the preceding year. The same report shews the value of commerce upon the New York canals to have been twelve millions of dollars more than the total value of the exports of the United States of their own growth, produce and manufacture, during that year; the latter having been \$132,666,955. A similar comparison exhibits a like result for several preceding years. In 1846 the value of produce brought to the Hudson was \$31,105,256; in 1849 it was \$52,375,521, making an increase, after three years, of \$21,270,265. The produce brought to New Orleans down the Mississippi river, in 1846, was worth \$77,193,464. In 1849 it was worth \$81,989,692, making an increase, after three years, of only \$4,796,228, being less than one-fourth of the increase upon the New York canals. When we consider the immense extent of country tributary to the Mississippi and its far-reaching branches, compared with that which art has rendered subject to the New York canals, we can require no more overwhelming proof of the value of this means of transportation than this fact affords. It must be remembered, too, that these were the operations of canals which are closed by ice for an average period of 143 days per annum—a period exceeding any possible stoppage of navigation upon our own canal when completed, even supposing its summit level to be dried up for three months in the year.

It is supposed by some that the New York canals are not able to support a competition with the lateral competing railroads that traverse that state. But the fact is otherwise: twenty-two out of the thirty railroads in that state (the reports of the remainder present no statistics of freight,) shew an aggregate freight of 531,969 tons in 1849, or only about one-fifth of the tonnage upon the canals. Yet these thirty roads exceed the canals in length more than three hun-

dred miles, and cost \$46,604,911; whereas the canals cost, with the Erie enlargement, but \$33,214,158. Eleven of these roads pay the canal fund the same rate of tolls as is charged upon similar freight going over the canals, and have had, since 1847, the privilege of carrying freight during the whole year. This toll is charged for the reason that these roads are the property of private companies, and take away a revenue from the canal funds, which are state property, proportioned to the quantity of freight passing over them. It is imposed upon the principle, and as a measure, of taxation; rather for the purpose of preserving the state revenues intact and uniform than of protecting her canals from railway competition. The amount of tons that passed over these roads upon which these tolls were paid was but 114,600 in 1849, which, compared with the 2,894,732 tons that passed over the canals, exhibits but a feeble competition. But a more conclusive proof that New York does not fear to admit these works into competition with her canals, is the fact, that she imposes no charge of tolls upon the Erie railroad, which traverses her southern border, and is to tap the Lake trade at Dunkirk, some distance south of Buffalo. Running parallel to the Erie canal, and interposing itself between that work and the great mass of Western trade that supports it, if ever there was a case of real competition between a railroad and a canal, this work would present it. Yet New York, fearless of the result, has given \$3,000,000 to secure the completion of this possible rival. She has found that her line of cheap canal transportation has attracted such incessant floods of commerce from the West as to impose upon her the necessity of multiplying her means and modes of conveying it. Hence, she is constructing a railway upon the banks of the Hudson, to accommodate that trade during the seventy-five days in the year of ice in that river; and hence also has she built the great Erie railroad to accommodate the necessities of her immense Western trade for the five months during which her canals are closed.

The average cost per mile of the New York railroads has been \$44,000; while that of her canals, exclusive of the Erie enlargement, has been but \$27,137, or, inclusive of that expenditure, \$48,500. That of our own canal to Buchanan, exclusive of lateral works, has been \$36,218 per mile. The cost of all the Massachusetts railroads has been \$48,000 per mile, and that of the Baltimore and Ohio railroad, \$54,283. The railroads of Great Britain have cost \$145,000; of France, \$110,000; of Germany, \$50,000; of Belgium, \$80,000; and of other European countries, from \$25,000 to \$90,000 per mile. In general, it may be said, that wherever railroads have been constructed for the purpose of competing with canals, or carrying the same species of trade with them, they have cost at least as much per mile as those works. The cost of completing our water line, therefore, will be less than will be required to construct a railroad over the central route, capable of transporting its heavy trade. The total cost of the Massachusetts railroads, at the close of 1849, (944 miles in length,) was \$45,125,768; and their nett income for that year was \$2,850,981; being 6½ per cent. upon their cost. The total cost of the New York

canals, (685 miles long,) at the same period had been, as before stated, 33,214,158 dollars; and their nett income, exclusive of railroad tolls, \$2,593,448; or 7 $\frac{3}{4}$ per cent. upon their cost. Excluding the cost of the Erie enlargement, (which is yet unproductive,) the nett income was 14 per cent. upon the cost of construction.

The total quantity of Indian corn that entered the New York canals, at their western termination, from other states, in 1849, was 3,583,403 bushels. Of this, 280,413 bushels came from the direction of Canada, and 3,302,990 bushels from the states southwest of Canada. Of this latter amount 2,579,535 bushels came from the two canals of Ohio, which terminate at Toledo and Cleveland. A reduction of the tolls upon this article, 33 $\frac{1}{4}$ per cent., upon the Erie canal, produced an increase in the quantity entering that work, at Buffalo alone, during that season, of 1,140,000 bushels. This fact not only proves the capacity of that leading staple of the West to bear canal transportation for long distances, but, considering that this crop matures about the time of the closing up of the Northern canals, demonstrates the fact, that our own water line, if completed, would monopolize this important trade. I therefore reiterate the opinion expressed in my last annual message, that the completion of our canal would give to Norfolk the monopoly of that great and increasing staple of exportation.

During the year 1849, the quantity of tobacco which entered the Erie canal at Buffalo was 1,601,360 pounds; that which entered the Pennsylvania canals at Pittsburg, 13,118,447 pounds; and that which entered Baltimore upon the Baltimore and Ohio railroad, 4,496 hogsheads. The great bulk of this tobacco was raised in latitudes south of the mouth of the Kanawha, and would have taken the route of our improvement if completed to Richmond, in preference to those more distant routes to markets inferior to ours. These movements of tobacco exhibit a state of things of vital consequence to the trade of Richmond and Virginia.

It is a remarkable fact that large quantities of sugar, molasses, rice, cotton and West India fruits are consumed in western N. York, which have arrived there by way of the Mississippi and Ohio rivers and the Ohio canals. A memorial of Buffalo citizens to the N. York canal board declares that over 500 hogsheads and 2000 barrels of sugar and rice consumed in that city alone, during the years 1848 and 1849, had been supplied by the way of the Mississippi river and the western improvements. This fact indicates a remarkable movement in the trade passing from the West Indies and our Southern states, northward. The prices of freight upon the Western waters range so low that the best outlet to an Eastern market may control and attract the trade of those waters for more than a thousand miles beyond the Alleghany ridge. The completion of our water line, which would afford uniformly cheap rates, and free competition in freights, to the great mass of the heavy trade of the West, would carry with it the completion of the Central road, and all other works in any degree connected with it.

In view of such facts, and especially of the splendid results of canal commerce in New York, I do not hesitate to recommend a continuation and completion of the water line.

The operations of the James river and Kanawha canal, so far, are not altogether discouraging. From the report of the company herewith submitted, it appears that the cost of the canal to Lynchburg, exclusive of lateral connections, has been \$5,192,855 07, and that the nett revenues upon that portion of the work, during the fiscal year just ended, have been \$155,969 02, or more than 3 per cent. upon its cost, although the trade of the year has been unusually depressed by a variety of extraordinary causes. Its present tonnage shews an increase of more than 60 per cent. upon that of 1840, and it is a significant coincidence that the population and value of real property, in the city of Richmond, have increased in about the same ratio and *pari passu* with the tonnage upon this canal. As yet, the trade of this work is entirely local, and confined in a great measure to produce East of the Blue Ridge. If it pays three per cent. upon its cost under these circumstances, what may we not expect of it, when it shall penetrate the Valley of Virginia, when it shall reach into the timber and coal regions beyond, and shall finally tap the Ohio river, and the immense trade of the prolific West? This canal now presents the singular anomaly, in the history of internal improvement, of a public work regularly and punctually discharging the interest, equivalent to six per cent. dividends, upon the cost of one-third of its line, and of several expensive appendages, in advance of their completion.

The country whose trade is accommodated by this work, is greatly interested in a reduction of its tolls. It is believed that a material reduction can be made without a corresponding falling off in revenues, and that such a measure would probably result in an actual increase in tonnage and receipts.

A reduction of 20 per cent. upon the tolls of the New York canals, has resulted in an increase of tonnage upon those works, in the first 6 months of the current year, of about 79 per cent.—an increase which already much more than compensates the apprehended loss in revenue. I believe a similar result would follow a like reduction upon our own canal, and I recommend such legislative action as may seem to you best calculated to effect so desirable an object.

I have dwelt at greater length upon this subject than I should have done, because the state is too deeply involved in this policy to abandon it without loss and dishonor, and because of a prevailing disposition in Virginia to underrate canals, which begets a disinclination to investigate their true merits. One of the strongest grounds of hostility to this work grows out of a mistaken belief that, in some way or other, it is antagonistical to, or will conflict with, the railroad interest. If such were really the case, there might be some reason for the feeling; but the experience of New York has put that apprehension forever to rest. The great Erie canal, and the railroad running parallel with its whole length, in its immediate vicinity, so far from conflicting, mutually assist each other. The reduction of tolls upon the canal, so far from diminishing the business of the railroad, as might have been supposed, seems to have imparted more vigor and success to its operations. This fact establishes the great truth that there can be no conflict between canal and railway improvements, provided they connect great com-

mercial points together. It ought to hush forever the jealousy of the railroad interests of the state, and shew them the necessity of mutual co-operation and assistance in hastening the completion of this great enterprise.

There is, also, much in the progress of the great railroad lines, so liberally aided by the state, to encourage the friends of internal improvement. Here, as in other states, the strongest inducements are held out for their completion.

In this particular branch of our enterprize, we have again the fullest benefit of the experience of our thrifty and sagacious neighbors at the North. The railroad system is probably carried to as great a degree of perfection and utility in Massachusetts as in any part of the world. That state possesses a territory of about one-ninth that of Virginia, and yet she has it covered over with railroads amounting in their aggregate length to more than a thousand miles. To such extent are they multiplied, that the average distance between them is only seven miles. And yet, notwithstanding the surprising proximity of their roads to each other, we find no jealousy or spirit of rivalry amongst them. They pursue, each one its course, with energy, industry, economy and success. The cost of these roads has been about \$ 50,000 per mile; and still the companies have made upon an average nearly seven per cent. per annum upon their money invested. At the same time both travel and transportation are low upon them; the price of the former being only about two cents a mile for each passenger. But the effects of these improvements upon the city of Boston, and the general prosperity of the state, in promoting commerce and manufactures, are almost incredible.

It was very evident to sagacious observers that the great advances, natural and artificial, of New York, would not only draw to that city the commerce of the West, but would likewise render all the cities of the North tributary to her, unless something could be done to concentrate, at other points, some of the enormous trade which was giving to that city its gigantic proportions. Boston quickly perceived that her noble harbor would be of little worth, without commerce to fill it with ships, and that these could only be sustained by such products as could be derived from a much larger area than Massachusetts possessed, having no river to bring the products of distant and fertile regions to her port. She determined at once to supply the natural deficiencies of her position by artificial means; and accordingly, undertook, with great vigor, a system of railroad improvements, which exhibits her in a light the proudest and most enviable, and affords an invaluable example to every state in the Union engaged in railroad enterprises. Hers is an example of indomitable energy, which would not be turned aside by any obstacle however formidable, of a judicious forecast, perceiving distinctly in advance the benefits within her reach, and of noble liberality which embarked an enormous treasure in an enterprize, having for its object the glory and ascendancy of Massachusetts. Their success has been complete. The advancement of Boston for the last ten years is beyond all example. The value of her property has increased from 120,114,574 dollars to

266,646,844 dollars; over twelve per cent. per annum, or more than double the legal interest in Virginia. The population of the city has increased with an equally surprising rapidity, having advanced from 158,546 to 292,813; making an addition of 144,264, or nearly double its numbers. The population of the state has advanced from 718,592 to 973,715, an increase of 255,123. Every vocation of life has partaken of this prosperity and thrift. Agriculture, manufactures, commerce—all branches of industry are advancing with an unparalleled rapidity; and the future prospects of Boston continue still to be as brilliant as those of any other city in the Union. That this great increase has been the result of her railway improvements, is denied by none—no other element of prosperity than this has been added to those always possessed by her; and we have therefore a right to infer that from this source flows the extraordinary tide of wealth. In 1839, Boston had 167 miles of railroad radiating thence in various directions; in 1850, she is connected with 3000 miles; one third of which lies within the territory of Massachusetts; 1350 within the borders of other New England states; and six hundred and fifty in the state of New York. These great works have enlarged the area of country which contributes to her commerce, probably tenfold, and the effect is unprecedented. Her annual manufactures are worth \$91,000,000; and the home trade of Boston is estimated to be worth annually the immense sum of \$200,000,000.

Whilst these great results have followed these judicious and extensive railroad improvements, the stock invested in the works yielded a nett revenue, in 1849, of \$2,850,381, which was nearly 7 per cent. upon the money then invested in their construction. It is proper to remark that the whole country, over which this net-work of railroads is spread, does not equal, in size or fertility, the state of Virginia alone.

I have dwelt somewhat at length upon the canals of New York and the railroads of Massachusetts, because they illustrate very fully the benefits to be derived from either sort of improvement; because the relative advantages and disadvantages of each are fully displayed by the statistics I have collated; and because the facts here embodied clearly prove that there is not, nor can be, any rivalry between the two modes of improvement. The system of railroads, in New York, is prosecuted with much energy, and the extent of them is greater than that of the Massachusetts roads. The aggregate length of them is about 1,132 miles, and the cost of them over forty-six and a half millions of dollars, at an average cost of \$44,000 per mile. The information I have been enabled to procure, relative to these roads, has not been so detailed as desirable; but is enough to shew that the travel upon them is prodigious, the freight very considerable, and the profits about the same as those of the Massachusetts roads.

The Baltimore and Ohio railroad is prosperous and holds out the brightest promises to the public-spirited and enterprising company who control it. It has paid a dividend during the past year of more than ten per cent. And such has been the effect produced by it already upon the commercial prosperity of Baltimore, that it is said she is now compensated for her subscription of \$3,500,000 to the work.

Nothing can be more encouraging to Virginia than these facts. They afford a demonstration perfectly conclusive, before her works are more than begun, that they will prove immensely profitable to the stockholders, and beneficial to the commonwealth. The country proposed to be reached by those great Western lines, "the canal," "the Tennessee and Virginia," and "the Central railroads," is more extensive, and by far more fertile, than that region penetrated by the works of New England and New York, put together; and I think it plain to a well-informed man that the inducements held out to us for the construction of our works are very much greater than those which have stimulated our neighbors to their enterprises.

The Virginia and Tennessee railroad will, when completed, form one link in a chain of road from New York to Mobile and New Orleans, most of which is already determined upon, and over which will pass a greater amount of travel than this country has ever witnessed. It is the great line which must convey the travel to and from California, from the Northern, Middle and part of the Southern states, and over which much of the commerce intended for the Pacific by the Tehuantepec route will be likewise transported. It is worthy of all aid from the commonwealth. When it shall be completed to the Tennessee line, it will have penetrated a country of higher capabilities and greater extent than that through which the Baltimore and Ohio railroad now passes to Cumberland. And should the Central railroad decide to go to Cincinnati by Guyandotte instead of to Louisville, then the Virginia and Tennessee railroad will form a common stem for a branch either from New river, through Giles, Mercer and Tazewell to Lexington, Kentucky, or from Abingdon through the county of Russell to the same city. The advantages of this connection I developed sufficiently at length in my last annual message, and therefore deem it unnecessary to repeat them here. There was a mistake made in the state's subscription to this work, which ought to be rectified, and which I earnestly recommend to be done at once.

Should the Central railroad reach Cincinnati, it will form the shortest line of road between that great city and tide-water, and will of course command an immense amount both of trade and travel. It is a truly great work, and will be ultimately productive of great benefits to the state.

That section of this road, put under the conduct of the Board of public works, is progressing well. The ground over which it passes, the face of the Blue Ridge, is excessively rugged and difficult, intersected everywhere with abrupt ridges and deep, precipitous hollows. But such is the extraordinary skill and precision with which the work has been located by that highly accomplished engineer, Col. Crozet, that the cuts and fills need scarcely any earth to be wasted or borrowed at any point. When completed, it will be a work of which the state may be justly proud.

To the report of the Board of public works, herewith transmitted, I refer you for detailed information touching all the works in which the state is interested.

I cannot dismiss this part of the subject, however, without bringing to the notice of the legislature, more prominently than in the report referred to, the subject of plank roads: they are an invention of comparatively recent date, and are deservedly superseding all other roads travelled by horses and carriages. Their capacities for heavy draught and rapid travel are very surprising. The cost of them is scarcely so much as the macadamized road. I would recommend a general law authorising the Board of public works to substitute plank roads for the ordinary turnpike wherever it can be done, without augmenting the cost already fixed by law. Plank roads at the North pay from ten to thirty per cent. upon the money expended in their construction.

I must next invite your most earnest attention and serious deliberation to the present condition of the finances of the state, and to the nature and amount of the public indebtedness. It is useless to deny or conceal the fact that the recent appropriations by the state for extended works of internal improvement have been of such magnitude as to demand further provision for their prompt payment at such periods as they may respectively fall due, and especially for the regular payment of the interest thereon. The credit of the state has been hitherto fully sustained both at home and abroad; but it should be remembered that public credit is a tender and delicate plant, which requires constant care and nurture, is instantly and seriously affected by the slightest unfavorable influences, and is withered by the least breath of suspicion. Some alarm has been already expressed within our own borders, and, though it has been abundantly demonstrated in another part of this communication that the appropriations, made up to this time, do not justify such fears, while the system of internal improvements to which they have been devoted has been productive of an immense accession to the taxable property of Virginia; yet it would be unwise entirely to disregard the apprehensions which have been expressed, or to postpone that cautious examination of the whole subject which such a warning is calculated to suggest. There are many inducements to enforce the propriety and urgency of this cautious consideration of the financial condition of the state at the present time. It is only by maintaining the public credit wholly unimpaired, that the important works already commenced, and in flattering progress, can be brought, at an early day, to their successful completion; and it is not until their completion that the rich harvest of profits and benefits anticipated from them can be fully realized, and augment materially the revenues of the state. Moreover, any considerable change in the fundamental laws of a state is calculated to give a temporary shock to her credit in foreign markets; and when such changes are so extensive in their character as those liberal measures which will probably meet with the sanction of the convention, which is shortly to resume its deliberations, there is reason to anticipate some fluctuation or depreciation of the value of our public stocks, unless such a casualty is prevented by those measures of wise precaution which may secure the unabated and unfaltering confidence of the monied interest in our own and foreign markets. Nor can this caution be more opportunely exhibited, or this foreseeing preparation for the future be more efficaciously

commenced, than at a time when no panic exists to precipitate your action or to disturb your calm deliberations.

After the exposition of the indebtedness of the state, and of her ability to meet all her engagements given in my last annual message, I do not deem it necessary at this time to dwell at much length upon this part of the subject. I would briefly remark that the present outstanding debt of the commonwealth is \$9,035,189 30, and there remains to be paid, on account of subscriptions made to organized companies, but not yet called for, \$4,632,868 49. Other appropriations, to the amount of \$844,000, have been made to companies, of whose organization no information has been received by the Board of public works, the greater portion of which will probably never be organized. Supposing that the state will be called upon for \$367,132 of this latter amount, (which much exceeds the probable demand,) the public treasury will thus be liable for \$5,000,000 upon subscriptions already authorized.

This sum of \$5,000,000 will shortly require to be raised by loans secured by the bonds of the state. The sudden or even the gradual sale of so large an amount of state stocks can hardly be effected without a depreciation of their value, or on terms favorable to the state, unless such precautionary measures are adopted as may render them more acceptable, than under present modes of procedure they are likely to be, to the purchasers of public securities.

Under these circumstances, I would recommend a complete reformation and re-organization of the financial system of the state. The form in which the public debt now stands is liable to grave objections. The transfer of stock is encumbered with so many unnecessary formalities and technicalities as to impede the sale of the bonds of the state, and to obstruct their ready circulation in the money market; yet the utmost facility of transfer from hand to hand is the necessary condition to ensure the permanent popularity and ready acceptance of any public stock. The evidences of state debt should be impressed as far as possible with all the qualities of a circulating medium. The experience of the federal government, and of several of the states, has shewn that the coupon bond possesses these characteristics in the highest degree, and meets with more favor than is extended to any other investment in the funds. The light of such experience ought to be our guide, and should urge upon us the policy of imitating such successful examples. I would therefore recommend that the contemplated issue of \$5,000,000 be raised upon bonds of this character.

But, in order to introduce that unity into our financial system which is essential in so many respects, and especially to ensure its easy and orderly management at home, and to secure confidence and allay doubt or distrust abroad, I would further recommend strongly the extension of the same change to the public debt hitherto contracted, by the conversion of the bonds already issued into coupon bonds, redeemable respectively at the several periods now prescribed by law. This change could be effected on terms advantageous to the state; for I do not doubt that a considerable premium would be gladly paid, to obtain the exchange of the present unwieldy securities for other

bonds, which would be readily and immediately transferable in market, without any of the present formal restraints. It would not be advisable to make such exchange compulsory, but, if it could be effected at a premium of 5 per cent. on the par value of this stock, I would recommend the calling in of the old bonds, and the substitution of others, with coupons attached, transferable by delivery alone. This would introduce uniformity, simplicity and order into our system, in place of the intricacy and confusion with which it is now trammelled, and would afford to the bonds a ready sale and a free circulation, such as could not be reasonably anticipated from a continuance or perpetuation of our present defective system. In order to perfect this arrangement, it would be necessary to authorise the payment of the coupons or interest at the seat of the national government, or at such other point as might be designated by the Board of public works.

In addition to the direct debt of the state above mentioned, the commonwealth has rendered herself responsible for the bonds of several corporations within the state, to the amount of \$2,844,374, and has promised future guaranties to the amount of \$1,103,520, making a sum total of \$3,947,894. The effect of the state's guaranty to these bonds is to render them virtually state bonds in the estimation of purchasers and foreign holders. They thus compete in the market with the debentures issued by the state for her own benefit; and as they are necessarily pressed by the companies, which issue them, into the market, the state finds herself subjected to a constant and injurious competition with securities, which, while they derive their principal value and virtue from her endorsement, are nevertheless, at all times, tending to depreciate her own stock, or to impede its negotiation. If the state be thus forced continually into a false position, and be made at every turn the rival of herself, she will vainly attempt to elevate with her right hand what she is thus steadily depressing with her left. In order to prevent the increase or continuance of so fatal a policy, and to ensure to the state, at all times, the command of her own markets, the choice of her own opportunities, and the selection of her own times of sale, I should deem it expedient to identify these guaranties with the other bonds of the state, by issuing in their stead coupon bonds similar to those recommended above, and protecting herself and providing for their payment, and for the payment of the interest thereon as it may fall due, by taking from the respective companies ample guaranties and mortgages of their property. By this measure neither the liabilities of the state, nor the obligations of the corporations, will be increased or altered, while the financial affairs of the commonwealth will be moulded into a symmetrical, uniform, and simple organization, which will facilitate the circulation and sale of her stock, and consequently give to it increased value in the market, and establish her credit on a permanent and assured basis.

The report exhibiting the state of the literary fund is herewith transmitted, and you will be gratified to see the encouraging prospect which it presents.

The colleges of the state are unusually prosperous—the University particularly so; it seems at length to have reached the destiny

which the prophetic vision of its illustrious founder so long ago discerned in the future. It may be said without qualification, that this noble institution is second to none in America.

A change of the law, introduced in the Code, has prevented the printing of the report of the board of visitors. I understand it is one of unusual interest, full of important information. It ought to be printed; but for this, provision must be made by law.

The military institute continues to be a great favorite with the Virginia public. From the report of the board of visitors you will see its prosperous condition, and you will be pleased to see the high testimony it bears to the energy, fidelity and ability of the superintendent and professors.

A loan, amounting now to something over twenty thousand dollars, was made some years ago to the Emory and Henry college. The trustees have been relieved from the payment of the annual interest, upon condition of educating sixteen young men, free of charge for tuition, board, fire, &c. This, at the rates charged by the college, is equivalent to sixteen hundred dollars a year interest upon twenty thousand; and, at the rates of almost any other school or college in Virginia, would amount to at least three thousand dollars. The unreasonableness of this tax upon so useful a college is manifest to all. The institution is ill able to bear this burthen; and they entertain the hope, that the legislature will relieve them from it, except so far as to require board and tuition, amounting to a sum equal to the annual interest upon the money due the state.

The medical college in this city is flourishing under the liberal and enlightened assistance given it last winter by the legislature.

The reports of the directors, for both lunatic asylums, are herewith transmitted. They are full of interesting matter.

I have no means of information concerning the asylum for the deaf and dumb, and that for the blind, at Staunton. I presume, however, they are prosperous.

The bank returns shew these institutions to be prosperous, under the judicious management of their present officers.

The report of the superintendent of the armory shews the condition of that arsenal. The arms are in a thorough state of preservation. The operation of mounting cannon, authorised by the last legislature, has been steadily going on, and the work is executed in the most superior style.

To the adjutant-general's report I beg leave to call your attention particularly. The necessity for having a complete enrolment of the militia is apparent, when we reflect that our annual quota of arms from the general government is regulated by these returns. Virginia has, undoubtedly, lost greatly by imperfect returns. The only mode of enforcing an approximation to correctness in them, was through the control of the adjutant-general over the pay of adjutants of regiments. This has been changed by the new Code, and serious injury will result to the public interest unless some act is passed to ensure a correct return.

In connection with this subject, I beg leave to call your attention

again to the necessity of encouraging the volunteer corps of the state. The importance of that arm of service is well known. With a small degree of fostering care, Virginia could have a body of twenty-five thousand men well equipped, and ready at very short notice for actual service. The preparatory drill, through which they go, would enable them very shortly, when in service, to be perfectly efficient. I herewith transmit for your consideration, a memorial from a convention of officers assembled in Richmond in October last, touching the subject of volunteer organization. I hope it will be the pleasure of the legislature to exempt the members of uniformed volunteer companies from service upon juries. It is thought by those best able to judge, that this act will most materially encourage the volunteer corps.

The Washington monument, commenced under such favorable auspices, has been prosecuted with vigor, and is progressing more rapidly than is usual with works of the character. Its cost is very greatly diminished from the fact, that the stone of which it is built is procured from a quarry, the property of the state itself. The beautiful granite, composing this structure, costs, therefore, nothing, except the price of quarrying and transportation. The James river and Kanawha company's refusal to accept toll for the stone passing down the canal, intended for the monument, diminished still further the outlay.

Some amendments are necessary in the law regulating weights and measures. It is a very important subject to the public, and deserves your attention.

I send herewith a memorial from the American association for the advancement of science.

M. Vattermare, the worthy and zealous philanthropist, has recently sent some valuable and highly interesting works to the state library, the university and the military institute. I recommend that the laudable object he has at heart be fostered by the legislature.

I feel constrained to call your attention to the subject of revolutionary claims. An obligation more sacred never rested upon any people than that resting upon the United States to pay those debts. If congress persists in refusing to discharge them, Virginia ought to assume the obligation. The grounds urged against the claims are mere pretexts. It is pretended that more land claims have been allowed than there were soldiers in our service; but the records of our offices shew that the number of men in service was double those that have been allowed land bounty. It is said that great laxity has characterized the action of the executive in its adjudication upon these claims. This is untrue, as will be seen by reference to the cases decided; for it will appear that a much larger number of claims have been rejected than allowed. Virginia gave up to the United States an empire, charged only with the payment of her soldiers who had won it. If Congress, in its zeal to provide homes for the descendants of those who fought our troops at Brandywine and Trenton, shall persist in parcelling out to them the public domain which was given to the United States in trust by Virginia, and refuse to pay the lands we promised, Virginia owes it to herself to discharge the debt in money.

The resolutions of the last legislature requesting the president of the United States, through the American minister at the court of St. James, to procure the return of certain documents carried off by the enemy in the revolutionary war, were sent as directed. The object of the legislature has not been accomplished, but their wishes have been met by a kind proposal, on the part of the American minister, to have documents copied by a Vermont gentleman, peculiarly qualified for this business, and who, the minister assures us, is ready to perform the service. The object, however, being the recovery of original records belonging to the commonwealth, I declined entering upon any negotiation in the business. I recommend the appointment of a competent agent, who shall repair to England for the purpose of thoroughly examining the archives of Great Britain for such records and historical reminiscences as properly pertain to the elucidation of our history. I herewith transmit the papers received from the state department upon the subject.

The necessity for a correct map of Virginia has been seriously felt for a long time. When the maps of Virginia were made by H. Boyé, he had to depend upon the county maps, then made under a law to that effect, but, in general, very incorrectly; so much so, that the boundaries of adjoining counties rarely ever fitted, and frequently overlapped widely, as can easily be verified. The roads, streams and mountains, were almost invariably laid down by guess. It was with such materials that Boyé had to prepare the maps. He made a good many corrections by astronomical observations and surveys of his own, and produced a tolerable map for the time. But, at present, no one scarcely can point out the correct parts of the maps. Boyé is dead, and no record is left of his labors, by which perfections and imperfections are to be distinguished. Since his time, new counties have been created, the angles of which rest upon points in the interior of the old counties, which are, consequently, almost imaginary. The new counties cannot be accurately located upon a map under such circumstances, even if correctly surveyed. But to perfect the map, evidently the same labor has to be gone over, (and it would be the same thing for every new map,) if measures are not adopted to record what is known to be correct; otherwise, in arranging and fitting together, by mutual *concessions*, the various plans, the engineer would be as likely to abandon what was correct, as that which was not so. To obviate this difficulty, I would recommend constructing a plan, correctly and nicely drawn, of every thing which is undoubtedly right, and from this plan a copperplate; both to be carefully preserved. Upon these would be added, from time to time, all new surveys, locations and observations—and whenever new maps should be struck off, another copperplate copied or improved from the standard, and filled up as correctly as the materials would permit, might be used. In the course of time the principal plate would be completed without losing any part of preceding labors.

The person, employed to prepare and correct the maps, should be a good draughtsman, surveyor and mathematician, capable of taking astronomical observations, to rectify the errors of surveys, and, withal,

an intelligent man, for this business presents considerable difficulties. He must discover the errors of surveys furnished him. Even when correctly made, these surveys require considerable modifications. Take, for example, a long line of improvement running East and West. On the plan, the meridians are all parallel; on the map they are not. On the plan no account is taken of the different variations of the compass along the line, which should be done on the map; so that when properly reduced, the line between the extreme points is no longer a straight line, but probably a very irregular one, which will displace the intersections of mountains, streams, roads and the locations of towns, from what appears on the plan of the improvement. Astronomical observations at important points furnish the only mode of proper rectification. Boyé has given us a number of them, but it is all we know of the correct points or parts of his map. The topographical features of the state are even more important than the form of the counties, because they will never change. The ranges of mountains, courses of streams, lines of improvement, and towns, should be particularly attended to, so as to form a complete topographical and geographical representation of the state. It will, of course, take years to finish it. But upon the plan I recommend, the progress will be steady, and ultimate success certain.

Besides the astronomical observations already obtained, we can avail ourselves of the coast survey, to form the basis and courses of this operation. I presume that there will be no difficulty in obtaining a copy of that survey.

Under the provisions of the Code I have caused a map of the state to be commenced upon the principles I have just indicated.

The central authority of the United States for the industrial exhibition, to be had in London in May 1861, issued to the governors of the different states and territories a formal request that they would "appoint local committees for their respective states, in order that the citizens thereof might possess every facility for the representation of their various products at this exhibition of the industry, genius and skill of all nations." I received this request on the 31st October, and a few days thereafter, appointed a committee for the purposes indicated. This committee has been most actively engaged upon the subject, and have recommended several important measures, which, whilst they are fully and warmly approved, the executive has no authority to carry out. These shall be submitted to the legislature in the course of a few days, so soon as a report, which has been called for, can be obtained from the committee. Should the legislature concur with the committee and the executive in the measures recommended, its immediate action will be necessary.

The sale of a portion of the public ground, and the purchase of another lot, heretofore authorised by law, has rendered the construction of an expensive stone wall necessary. It has been discovered that a part of the ground, supposed to belong to the public square, is really owned by some infant heirs, which will render necessary either its purchase from them by an amicable suit, or its condemnation for public purposes.

An enterprise of a somewhat novel character has been undertaken by the worthy and public-spirited citizens of Fredericksburg. They are proposing to establish a female seminary upon a more extensive plan than has been heretofore tried in Virginia. When we reflect upon the powerful influence which is, in our country, exerted by women, and their participation in the early education of all, we cannot but be struck with the inadequate assistance afforded by the authority of the state to facilitate and perfect their mental culture. A more eligible point could not be found in Virginia, for the successful consummation of the project, than the one chosen. It is easy of access, entirely healthy, and in the bosom of a population inferior to none in America, in purity of sentiment, elevation of character, and grace and dignity of manner. I will lay before you, in a few days, a memorial from the trustees, setting forth its claims to your support, and I commend their application to your favorable consideration.

Since your adjournment the nation has been plunged into the deepest grief for the loss of the president of the United States. He breathed his last in July at the city of Washington. No incident could have produced a greater shock or a more profound and sincere sorrow. The nation knew him to be great in the field, and they believed him honest in the cabinet. All differences are buried in the grave that contains him, and the memory of few men will live longer in the hearts of his countrymen.

Your serious attention should be directed to the suit now pending in the supreme court of the United States, in the name of the state of Pennsylvania against the Wheeling and Belmont bridge company. The pretension on which it proceeds is an encroachment on the exclusive and sovereign authority of Virginia; it is in direct opposition to our own legislation, and in violation of every principle of right. A proper regard for the honor, security and welfare of the state, and for the interest of our citizens, demands the adoption by the legislature of such measures as may be calculated to establish the right, and maintain our lawful jurisdiction against such a claim urged by a powerful commonwealth. If a precedent should be established by the decision of this cause, in a manner unfavorable to the company and to the state, it is to be feared that it would effectually and forever prevent the bridging of the Ohio, at or anywhere below the city of Wheeling.

The general assembly at its last session, satisfied that the proceeding against the Wheeling bridge was vexatious and oppressive, prompted by the jealousies of Pennsylvania, and sustained by futile allegations, enacted that the bridge should be deemed of lawful height. But it is asserted by Pennsylvania, that her rights are paramount to the authority of Virginia, and that the act of this state is therefore invalid, though its application is entirely confined within her own boundaries. The claim, thus put forward, extends over the whole river which forms the Western boundary of our state. It has been insisted that the ordinance of congress, passed in 1787, declaring that the navigable waters leading into the Mississippi shall be common highways, is applicable to this case; that it is, even within Virginia, of superior obligation to her own legislation; and that under it Pennsylvania is entitled to

maintain this action. These positions are all contested by the company, and with good reason. But if they were all sound, such an ordinance, when regarded as a rule of action for a state, ought not to be so construed as to deprive her of the authority to establish works of public utility, and, in the attainment of this object, to impose limits on the exercise of the right of navigation by her own citizens equally with others. Of the propriety of the limits actually imposed by the construction of the bridge, or by the declarations of the state, she is the proper and sovereign judge.

It will be perceived that the principles involved in this cause are of the gravest moment to the rights and interests of the commonwealth; and it may be well questioned whether a private company should be subjected to all the expenses of a heavy litigation in a suit in which the state is principally interested, and in contending for a decision, in which, if obtained, the state must be the chief beneficiary. I would, therefore, recommend such legislative action as will protect our citizens against oppression, our rightful jurisdiction against successful encroachment, and will not leave the whole weight of a state duty, and of expenses incurred for the benefit of the state, on the shoulders of a private company.

The legislature last year made a handsome donation, to aid the Colonization society in its labors of philanthropy. The money appropriated under that law has not been called for to any great extent, and the subject still demands your earnest attention. The free people of color occupy an anomalous position amongst us. They have now scarcely any of a freeman's privileges, and not much of the security pertaining to slaves, in whom they excite feelings of jealousy, while they are regarded with suspicion by the whites. Examples of intelligence, honesty and worth, are not wanting amongst them; and probably for this reason the harsh measures often proposed in the legislature, by those who feel the evils of the increasing numbers of these people, have not been carried into laws. That this population has grown to be an evil, all admit; but how it is to be remedied, few agree. To banish them by a law of the land, without assistance or provision, seems harsh and cruel. To allow the mischief to grow still greater, is contrary to the dictates of wisdom and sound policy.

I would propose that an equal sum with that now appropriated by law to the Colonization society, be set apart, to be expended in the following manner: Whenever it shall appear to the satisfaction of the board now authorised to pay the money appropriated to the Colonization society, that a free person of color has removed beyond the borders of this commonwealth, and has actually purchased land, then it shall be their duty to advance to the person or persons, so removing, the same sum that would have been appropriated for his or their transportation to Liberia, under the present law. This would at once hold out, to the better class of these people, an inducement, and the means to go and settle themselves where the prejudices and jealousy felt here have no existence. With a provision of such munificence as this, the legislature would be fully justified in resorting to such coercive measures for their removal as under other circumstances

would scarcely find sanction in public opinion at home or abroad. I would also recommend the passage of a law superadding expatriation to the punishment, for every conviction of a free negro for petty larceny. The details of such a law would be simple and efficacious.

I received sundry resolutions, some just before and some since your adjournment, from different states, touching the subject of state rights and the agitation of slavery. They are herewith communicated.

I am persuaded that the safety and welfare of Virginia demand at your hands some mild, conciliatory measures, calculated to shew the non-slaveholding states that we are resolved to coerce a respect at their hands for our rights and our property. The slavery agitation is a direct attack upon both; and the Connecticut resolutions are a fair indication of the Northern sentiment. We may be allowed to indulge the hope that more mature reflection will work a beneficial change in their minds. But, in the meantime, we should shew to them by our acts, that we have the peaceful and lawful means at our command, to retaliate upon them for their gratuitous intermeddling with our slaves. A necessity now exists for increased amounts of revenue, and I earnestly recommend to your consideration the propriety of laying a tax upon all the products of the non-slaveholding states offered for sale within our territory. It can be easily accomplished, and will, in my opinion, constitute the most persuasive of all arguments to ensure a proper recognition of our rights.

Let inspectors be appointed for each county and town in the state, whose duty it shall be to examine all manufactures brought into their districts; and let a tax of ten per cent. be imposed upon such as are found to be manufactured or produced in the non-slaveholding states. It should be provided, moreover, that all merchandize be taken and regarded as the production of non-slaveholding states, unless sufficient proof to the contrary is afforded by the vender. I would also recommend that such a tax be imposed upon foreign goods imported through non-slaveholding states, as will offer effectual encouragement to direct importation into our own ports.

And this brings me to the consideration of our federal relations.

Since your adjournment, congress has closed the most protracted and important session ever held under the present constitution of the United States. Its deliberations were marked by a feeling at once acrimonious and sectional, and especially characterized on the part of the Northern representatives by a spirit of startling aggression upon the rights of the South, and the institution of slavery. The result of their action has been to place the Union in the most momentous and difficult crisis through which it has ever passed. Some of its enactments have produced a feeling of deep and bitter dissatisfaction at the South; whilst the law for the recovery of fugitive slaves has been met with a reception at the North, little, if at all, short of open rebellion and utter defiance. This state of things has grown out of an unwarrantable interference, on the part of congress, with the subject of slavery, and is another proof of the great danger which must ever follow any attempt, on the part of that body, to transcend the clear and well-defined limits set by the constitution to govern and control their action.

That restless spirit of fanaticism which, for the last twenty years, has been fostered in the free states, and directed against Southern slavery, has, at last, grown to such a fearful magnitude that it now threatens seriously a disruption of the Union. It will require our calmest deliberation, and our coolest but most determined resolution, to withstand the shock it has produced, to save our honor and our rights, which it involves, and the Union which is itself now periled in the strife. To act with rashness or precipitation, is to sever at once the bonds which now unite us; to falter in the occupation of the ground we have assumed, or in the maintenance of the principles so often avowed and so strenuously maintained; is to forfeit our own self-respect, the respect of the nation, and to bring about a state of things which will ultimately lead to the inevitable overthrow of slavery itself.

The resolutions passed by the last legislature, avowing distinctly the grounds Virginia intended to maintain, have not been explicitly violated by any action of congress; and yet the legislation intended to remove the causes of disturbance, it is much to be apprehended, has failed of its effect. We cannot fail to be sensible of the great sacrifices incurred by the South; for of all the priceless domain, won from Mexico, chiefly by the valor of Southern men, there is not left open of that worth having, one square foot for the occupation of the slaveholder. It would be an idle attempt to disguise the fact, that this injustice rankles in the bosom of the South, and nothing but the earnest hope, that this action of congress has settled forever all agitation of the slavery question, could, or ought to reconcile us to its course. But if peace and quiet can be restored, if the constitution shall be respected, and the Union preserved, we may even regard the sacrifices, great as they are, light in comparison with the objects we attain. Should this reasonable expectation prove fallacious and the abolition agitation be still continued in the halls of congress, it will furnish proof, convincing and conclusive, of that fixed and settled hostility to slavery on the part of the North, which should and will satisfy every reasonable man, that peace between us is impossible; and then a necessity stronger than all law, the necessity of self-preservation, will demand at our hands a separation from those who use the relationship of brotherhood, only for the purpose of inflicting upon us the worst acts of malignant hostility.

There has been a reprehensible supineness at the South upon this slavery agitation, and to this, in a great measure, is owing the present alarming posture of affairs. We find an excuse for this alone in one point of view; we have been unable to realize the fact, that an injustice so monstrous, and a folly so great, could find advocates in a majority of the Northern people. We know the value of the Union to them, and we have always believed it to be too apparent to themselves, to warrant the thought for a moment that they would espouse the cause of fanaticism, leading them, as it does, to the violation of every principle dear to the hearts of patriots and men. We have been unable to understand how the sound, discriminating judgment of the Northern people could be so warped by the pursuit of a delusive

phantom, as to precipitate themselves into a gulf of irreparable ruin, in the vain hope of attaining, by the laws of congress, an object, which mountains of treasure and oceans of blood would be inadequate to accomplish. A few amongst us, to be sure, have for years been persuaded, and have endeavored to persuade others, of the dangers which beset our paths; but until recently they were not much heeded. The procedure of the slavery agitation attracted but little general notice during its progress, and yet the history of it presents one of the most remarkable chapters in the chronicles of any nation.

To those familiar with the peculiar form of our government—who know that, in all matters not directly embraced within the provisions of the federal constitution, the separate states are as distinct and disunited, as the kingdoms of France and Germany—the gratuitous interference of the free states with slavery must appear to be the most arrogant, presumptuous, unjust and iniquitous outrage ever perpetrated by one civilized people upon another. All the authority given to Congress, directly or indirectly, to speak upon the subject of slavery, is in a single clause of the constitution, which imposes upon them the duty of providing means for the reclamation of slaves, who, absconding from their masters, find their way into free states. And yet the right has been claimed by agitators in congress to abolish slavery in the District of Columbia, in all the forts and arsenals throughout the slaveholding states, to prohibit the citizen of one state from selling his slave to the citizen of another state, and to declare that no man owning slaves shall be allowed to emigrate with them to territories, the common property of all the states.

These movements in congress are the results of a hostility, amongst the citizens of the free states, to slavery as it exists amongst us—one which has exhibited itself in them in a manner much more offensive even than that displayed in the halls of congress. Some of them have by law prohibited their officers of every kind, under heavy penalties, from rendering any assistance in arresting fugitive slaves; they have refused the use of their jails for the confinement of absconding slaves, though they often imprison the master going in pursuit of them. They have passed laws, which put every master attempting to recapture his runaway negro within their borders, in imminent danger of being tried as a felon, and sentenced to imprisonment in their penitentiaries. The chief executive authorities of some of these states have, in direct disobedience to the provisions of the United States Constitution, refused to deliver up fugitives from justice upon a legal and proper demand, because the offence with which they stood charged, was that of negro stealing. Slaves themselves charged with felony, and escaping into the free states, have, upon demand being made for their delivery as fugitives from justice, been refused, on the ground that our laws, constituting certain offences felony, were not recognized by the free states to which the slave had fled. It is a thing of constant occurrence, to see the master, in pursuit of his slave, openly insulted and outraged, treated with more contumely and contempt than if he were himself a fugitive from justice, fleeing for the crime of murder.

Every device which parliamentary law would allow, in the halls of congress, and countless expedients in the free states, have been resorted to, for the purpose of irritating, insulting and injuring the South. It is no longer a matter of surprise that excitement and exasperation both now exist to an alarming extent amongst us, in consequence of these acts.

But the spirit in which the law for the reclamation of fugitive slaves has been met in the free states, is eminently calculated to embitter still more the feeling of enmity between the free and slave states. This act is the only one of congress for many years, directly or remotely, bearing upon the subject of slavery, which has even approximated towards justice to the South, and it has been met there as we would meet a disorganizing proclamation of an invading foe. Public meetings have been called to denounce it; the newspaper press has assailed it with unusual bitterness; the preachers of the gospel have inveighed against it from the pulpit; opposition to it has, in many places, obliterated party lines, and men of every rank and condition of life, of every degree of intelligence and influence, have banded themselves together with the avowed determination of resisting the law whilst upon the statute book, and of ultimately effecting its repeal.

Virginia, and I think all the slaveholding states, can, and ought, calmly but explicitly to declare, that the repeal of the fugitive slave law, or any essential modification of it, is a virtual repeal of the Union. The faithful execution of this law is, in my judgment, the only means now left, by which the Union can be preserved with honor to ourselves and peace to the country. Such a declaration on the part of the South will give strength and great moral weight to the conservative patriots at the North, now struggling for the constitution and the supremacy of the laws, who are, in truth, fighting the battle of the Union, in the bosom of the non-slaveholding states. There were never more important trusts committed to the hands of any men. Their triumph is the victory of order over anarchy, of peace over bloodshed and fire.— Their defeat is the knell of the Union; for if the fanatics of the North come into the halls of congress with power to control the action of it, a few years only will elapse before they will throw aside every appearance of restraint, and abolish slavery in the states. With the alternative presented to us, of submission to this action, or a dissolution of the Union, there would not be one voice raised in favor of that Union, for which there are now so many thousands who would shed their blood.

Surely, after the sacrifices the South has made, it is asking little when she demands of congress to be faithful to the pledges it has given, and of the non-slaveholding states, to abide by the constitution of the country, and the laws made declaratory of its obligations.

If, however, no consideration of prudence or patriotism can restrain the majority from the non-slaveholding states in their headlong career of usurpation and wrong; and should they repeal or essentially modify the fugitive slave law, the most prompt and decisive action will be required at your hands. In either event, I would earnestly

recommend, that a convention of the people be called* at once, to take into consideration the mode and measure of redress as well as the means of providing for our future security and peace.

Virginia, in this event, will have nothing to reproach herself with, however much she may have to regret. She has advocated the principles of free and constitutional government, with unwavering firmness. Neither the menaces nor the arms of Great Britain could extinguish the love of liberty in her bosom; and when the federal government usurped an authority, which threatened our independence, she stood the champion of popular supremacy and saved the constitution. Let not the advocates of freedom fear that Virginia will ever falter in her support of the great cardinal principles of republicanism, liberty and equality; these she will maintain although she stood alone amongst the nations of the earth. The time she may select, and the manner she may adopt, will be marked by a cautious circumspection, not the less resolute or firm, because the more deliberate. Virginia feels an especial interest in the Union of these states; upon the brightest pages of its history, her name is written in letters that can never fade. We know its greatness, and feel that no eulogist is needed to proclaim its glory.

• From the frozen summits of Norway to the crowded plains of China, the denizens of that vast region come flocking to our shores; and from Old Point Comfort to the Bay of San Francisco, they are welcomed to the fraternity of a countless population, happy, prosperous and free. It is hallowed in its associations; for Washington stood godfather for it at the baptismal font of the nation, whilst the sisterhood of states were around, still clad in the habiliments of mourning for their children, who had died a sacrifice for the blessed boon. All that is ennobling in the bosom of men, all that is pure and elevated in the character of a patriot, all that is cherished and dear to the affections of the citizen, plead for the preservation of that constitution, and that Union, which the sacrilegious hands of fanatical abolitionism are attempting to level with the dust.— Should these attempts succeed in destroying the equilibrium now established, the fabric itself must fall prostrate to the earth. It will no longer be the ægis of our defence, but the spear for our destruction.

Nothing, however venerable from its antiquity, or hallowed by the sacred remembrances of the past, can commend itself to the support of any people, when, instead of benefits, it brings along with it injustice, oppression and wrong.

That Union which Washington invoked his countrymen to preserve, there is no true patriot who would not die to defend. The union which fanaticism would establish in its stead, there is no true man that should not die to overthrow.

JOHN B. FLOYD.

On motion of Mr. Deneale,

Resolved, That when the Senate adjourns to-day, it will adjourn until to-morrow, twelve o'clock, and each succeeding day thereafter.

On motion of Mr. Stanard,

Resolved, That the several Editors of Newspapers printed in the City of Richmond, be entitled to seats within the Chamber, for the purpose of taking notes of the proceedings of the Senate. On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, twelve o'clock.

TUESDAY, DECEMBER 3, 1850.

William M. Ambler, Esq., a Senator returned to represent the district composed of the counties of Fluvanna, Goochland, Louisa and Hanover, being duly qualified, appeared and took his seat in the Senate Chamber.

Crawford Turner and John Thompson, Esquires, appeared and took their seats.

Mr. Carlile offered the following resolution :

Resolved, That the Speaker appoint a Page, to act as such during the pleasure of the Senate, and that two dollars a day be allowed for his services.

Mr. Rives moved that the resolution be laid upon the table, and, on the question being put thereon, was disagreed to by the Senate. Ayes 11—Noes 17.

The ayes and noes, upon that question, being required by Mr. Edmiston, seconded by Mr. Deneale, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Barbee, Daniel, Carrington, Turner, Deneale, Thompson of D., Catlett, Ambler and West—11.

Noes—Messrs. Woods, Tribble, Thompson of A., Horner, Carlile, Pitts, Shackelford, Opie, Tate, French, Stanard, Grantham, Edmiston, Cowen, Thomas, Layne and Ward—17.

The question was then put, upon the resolution, and agreed to by the Senate.

On motion of Mr. Layne,

The vote, on yesterday, rejecting the resolution to appoint a Second Door-keeper, was re-considered. Ayes 14—Noes 13.

The ayes and noes, upon that question, being required by Mr. Opie, seconded by Mr. Carlile, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Tribble, Horner, Carlile, Daniel, Carrington, Pitts, Thompson of D., Catlett, Thomas, Layne, West and Ward—14.

Noes—Messrs. Woods, Thompson of A., Barbee, Shackelford, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Edmiston and Cowen—13.

Mr. Deneale offered the following resolution :

Resolved, That the Senate will now proceed to the election of Second Door-keeper ; and, on the question being put thereupon, was rejected by the Senate. Ayes 12—Noes 15.

The ayes and noes, upon that question, being required by Mr. Thompson of A., seconded by Mr. Grantham, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Tribble, Carlile, Daniel, Carrington, Pitts, Thompson of D., Catlett, Thomas, Layne and West—12.

Noes—Messrs. Woods, Thompson of A., Horner, Barbee, Shackelford, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Edmiston, Cowen and Ward—15.

The Speaker in pursuance of the resolution adopted to-day, appointed William McCauley, as Page to the Senate.

On motion of Mr. Stanard,

The Senate then adjourned until to-morrow, twelve o'clock.

WEDNESDAY, DECEMBER 4, 1850,

William Kinney, Esq. appeared and took his seat.

The Speaker laid before the Senate the following communication from the Governor, which, on motion of Mr. Deneale, was laid upon the table and ordered to be printed.

EXECUTIVE DEPARTMENT,

December 3, 1850.

TO THE SENATE:

Gentlemen,—I herewith transmit to you the report of the committee appointed by me, charged with the duty of preparing the contributions of Virginia to the World's Fair in London. I concur altogether with the committee in their views of the importance to the Commonwealth of having fully represented at that Fair the advantages we offer for the investment of capital—and I believe the means they propose, to be the only effectual way to accomplish the object. The inducements for the investment of capital in Virginia, are, at this particular time, stronger than at any former period of our history. It is now certain that tide-water and the river Kanawha will be united by the great public works in progress.

That stream passes entirely through the State of Virginia, dividing in its course all the mountain chains of the western portion of the State, affording greater water power probably, than any stream in America. The lands upon this river, destined some day to be so valuable, are not as yet enhanced from the approach of the great works, which are to open a communication from that country with the ocean.

This is one of the numberless sources of natural wealth lying undeveloped in the bosom of Virginia, and for which we need the help of foreign capital.

If it should be the pleasure of the Legislature to take any action in this business, it is essential that it be done promptly.

— JOHN B. FLOYD.

TO HIS EXCELLENCY JOHN B. FLOYD, Governor:

Sir,—In compliance with the request of your Excellency, the Committee appointed to act on the part of the State of Virginia, in reference to the exhibition of the works of industry, skill and productions of all nations, to be held in London in 1851, report a summary of their proceedings, and of the views of the committee, in regard to the advantages which may be derived by our State, from this exhibition.

The Classification of the Exhibition, is as follows:

1. Raw Materials and Produce, illustrative of the natural productions on which human industry is employed.
2. Machinery for Agricultural, Manufacturing, Engineering and other purposes, and Mechanical Inventions, illustrative of the agents which human ingenuity brings to bear upon the products of nature,
3. Manufactures, illustrative of the result produced by the operations of human industry, upon natural produce.
4. Sculpture, Models and the Plastic Art generally, illustrative of the taste and skill displayed in such applications of human industry.

Immediately upon the organization of the Committee, public notice was given for the guidance of such of our people as might be disposed to send contributions; and direct communications were opened with a number of persons, to procure specimens of the Minerals of the State.

From the most careful and anxious consideration we have been able to give the subject, the Committee is unanimous in the belief, that by prompt, judicious and energetic action, the State may derive from the great Industrial Exhibition, the most important benefits. In soil, climate, and in her vast and almost undeveloped mineral resources, she may compete successfully with any of her sisters in the confederacy. We respectfully present such measures as seem to us most effectual for the end :

First. That the State cause to be sent, a copy of the large map of Virginia, and also to have prepared to accompany it, a geological, statistical and topographical map, exhibiting the advantages in soil, climate, minerals, productions, &c.—the lines of internal improvement completed, in progress, or projected—the prices of mineral and agricultural lands in different parts of the State. And believing that Virginia presents as many advantages as any other State in the Union, for the investment of foreign capital, and for the enterprise of industrious emigrants; the committee are unanimously of opinion, that the greatest advantage would result, from sending, in charge of the contributions from this State, a commission of not less than four, of the best informed, scientific and energetic men, capable of illustrating the maps and presenting the advantages she affords, for the investment of capital, and the emigration of respectable and industrious persons hither. Our inquiries of the best informed persons, have confirmed us as to the expediency of this recommendation.

The appointment of a Commission, instead of one person as recommended to you, in our resolutions of the 10th November has been adopted, at the suggestion of an enlightened and public spirited member of the committee, a non-resident of Richmond, in a letter, which though not intended for publication, the committee feel that they cannot do justice to the subject, without using the liberty of embodying the following extracts from it in this report, viz :

“ If, however, we have nothing to *show*, we have much to *learn*; and it appears to me, that our State now just entering upon a grand and glorious career of physical progress and development, (to which, by the by, our enlightened, public spirited and energetic Governor has given already the most effective impulses,) I was going to say, our State ought not to lose so fine an opportunity of seeing what the rest of the world has done and is doing, in all the great industrial and fine arts of life. And I would here suggest, that our committee recommend to the Governor, the consideration of the expediency of sending over a commission of suitable persons, *not less than four*—scientific and practical men all of them, whose duty it shall be to see, examine and report fully and critically—*one of them upon each of the four grand divisions of the Fair*—as specified in the ‘ regulations of the commissioners in London,’ and above referred to. We shall, no doubt, have through the newspapers and other publications, *general accounts* and descriptions given of the exhibition; but what we want, is intelligent minds there from our own State, men who know our deficiencies and wants, and who will have the sagacity, skill and science to see, comprehend and describe every thing—and bring home with them, for the benefit of our State as well as of the whole country, such information as may be turned to useful and practical account. For example—in the department of ‘ Raw Material and Pro-

duce,' the commissioner should be an agriculturist, a chemist, a mineralogist and geologist. In the department of 'Machinery,' the commissioner should be either some distinguished engineer or other person thoroughly acquainted with mechanical philosophy, and the application of machinery to the endless variety of locomotion and manufacture;—attached to this commission, there should be an accomplished draftsman, to make the necessary illustrations, by accurate drawings; there might be sent, also, with the said commission, a practical machinist, a man who has handled and worked both machines and engines, whose skill might be of great value both to the engineer and to the draftsman."

"In the department of 'Manufactures,' the commissioner should, also, be thoroughly acquainted with mechanical philosophy, and especially with the *application of science to the arts of manufacture generally*—chemical science would be essential in this department. The three principal agents employed in all manufactures, are the hands of man, machinery and chemical affinity. Such a man as Professor Rogers of the University would doubtless be able to make a most valuable report in this department."

"In the fourth and last department of 'Sculpture and the Plastic Arts,' some talented native Virginia artist should be selected. This commissioner should have such an outfit and attaches as might enable him to bring home models, drawings and descriptions of such works of art, the study of which would tend to develop a taste for the fine arts amongst us. The commissioners would be expected and required, of course, to make full and complete reports to their respective departments, to be published, together with the necessary plates and illustrations, as soon as practicable."

The committee is, also, unanimously of the opinion, that a pamphlet should be prepared, descriptive of the soil, climate, mineral and other resources and internal improvement of the State, to accompany the maps—and that not less than 5,000 copies be printed for gratuitous circulation at the World's Fair.

The limited period since our appointment has doubtless prevented, and will prevent the receipt of many contributions, which, under different circumstances, would probably have been sent in. Some few have already been received, and we have been notified of others. But as little time now remains, within which any thing can be received for the exhibition, the committee is apprehensive that the specimens of mineral productions, most of which must come from a distance, may not reach us in time, unless the committee shall be enabled to send directly for them.

We subjoin a list of the Mineral Deposites known to exist in Virginia, and respectfully submit the whole to your Excellency.

| | |
|--------------------|-----------------|
| WM. H. RICHARDSON, | G. WATT, |
| CHS. CARTER LEE, | EDWIN ROBINSON, |
| R. B. HAXALL, | J. R. ANDERSON, |
| RICHD. B. GOOCH, | C. Q. TOMPKINS, |
| CALEB JONES, | JAMES BOSHER, |
| HENRY EXALL, | THOS. TYRER, |
| CHS. S. MORGAN, | JNO. A. BELVIN, |
| HALL NEILSON, | W. H. POWERS, |

Local Committee.

Richmond, December, 1850.

MINERALS, &c.

IRON ORE abounds in all parts of Virginia above tide-water, and in almost every known variety, many localities are known to exist from which, with the requisite skill, refined iron can be manufactured for home use and exportation, in competition with the best productions of Russia and Sweden. If this article, in judicious hands, was the only reliance of Virginia in addition to her agricultural and manufacturing resources, her prosperity would be certain.

COPPER is believed to exist in large quantities, from the Potomac river, through Fairfax, Loudoun, Fauquier, Culpeper, Madison, Greene and Orange, which continues on the eastern slope of the Blue Ridge, to the southern boundary of the State, and through North Carolina and Georgia.

GOLD and **LEAD** are found in the same range with the copper, most frequently the copper and lead are combined, the latter however in small quantities.

LEAD separately, has been found in the same mineral belt, east of the Blue Ridge, in quantity sufficient to justify arrangements for working it, and probably exists in large quantity. But the extent and purity of the lead ore of Wythe county, may challenge a comparison with any State in the Union, and in purity is believed to surpass the ores of Missouri and Illinois.

PLUMBAGO or **BLACK LEAD**, has recently been found in the counties of Goochland, and Albemarle, and on the line of the Danville Railroad, and on the Lynchburg and Tennessee Railroad. Specimens of which are promised, and daily expected here, for the World's Fair.

ZINC is believed to exist in large quantity in Botetourt and other southern counties of the Valley.

BISMOUTH is said to have been found in cutting the tunnel of the Lynchburg and Tennessee Railroad, near the town of Lynchburg. This article is rare and valuable.

MANGANESE is found in large quantity about twenty-four miles west of Winchester, and has been sent in large quantity to New York, the mine being owned there.

SALT the quantity of Rocksalt, and in a liquid state, found in Washington county, is believed to be sufficient to supply the United States, and when the Lynchburg and Tennessee Railroad is extended to that point, so that coal can be cheaply furnished, it is believed that salt from thence, can be furnished at Lynchburg and Richmond, in competition with Liverpool salt, at one dollar and fifty cents per sack. The Kanawha Salines, are also very extensive, and supply a large number of the Western States with this indispensable article.

GYPSUM—The deposits of this important article in Wythe and Washington counties, is apparently without limit, and of great purity. The practical effects of the use of this article in sustaining the Lynchburg and Tennessee Railroad, by the increase of agricultural productions, to be transported, can hardly be estimated, and must of course go on increasing from year to year, as its fertilising effects are developed.

PORCELAIN CLAY, of this article there are deposited in the counties of Goochland, Fluvanna, and near Farmville. The first is said to be equal to the best specimens from France, and is within a short distance of the James River and Kanawha Canal, and very accessible, and conveniently situated for use.

FIRE CLAY for the manufacture of "fire brick," is found in several localities, near the lines of the railroads and canal, near Richmond, of very superior quality, from which bricks could be made in successful competition with England, New Jersey and Maryland, from which places our present supply is derived.

FIRE STONE for furnace, hearths, &c., is found of excellent quality on the estate of General Cocke on the James River and Kanawha Canal. Our supply thus far has been derived from New York, at great expense.

SLATE—The quarries on Slate River near the James River and Kanawha Canal, furnish a quality believed to be equal to any in the world, for strength, durability and cheapness, if judiciously worked.

SOAP STONE of good quality is found in Albemarle and at various other parts of the State, on the eastern slope of the Blue Ridge, and west.

MARBLE is found in great variety in the same locations, and in various parts of the State, contiguous to navigation and railroads.

LIME STONE of fair quality, is found from the Potomac to the Roanoke, east of the Blue Ridge, and in the Valley of very superior quality on the line of the James River and Kanawha Canal, from which Richmond, Petersburg, and the eastern part of the State may be supplied to the exclusion of Maine and the eastern States.

CEMENT of the most superior quality, is found in the county of Rockbridge in unlimited quantity, on the James River and Kanawha Canal, which is used on their works, and found to be decidedly superior to the manufactured articles from England, Rosendale, and other places, from which their supply has been heretofore drawn, and can be afforded at Richmond for less than half the price now paid for the Rosendale.

NATURAL COKE is found at the coal mines of Chesterfield, and Henrico, and commands as high a price as the bituminous coal.

BITUMINOUS COAL of superior quality for all manufacturing purposes, exists in unlimited quantity in the counties of Chesterfield, Powhatan and Henrico, and the "Cannel coal" found on Coal River and at other points to the west, is believed to be unrivalled in purity and adaptation to steamers and steam-works generally.

Semi-Bituminous Coal, more pure, but similar in character to the Cumberland coal of Maryland, has been found in Botetourt county, on Catawba Creek, and other localities, and no doubt with judicious exploration would be found there in large quantities, which would be as near to Richmond by the canal, as Cumberland is to Alexandria, and would greatly increase the revenue of that noble work.

GRANITE is unlimited in quantity and unrivalled in quality and beauty, even by the farfamed "Quincy."

Ordered, That a Committee of Privileges and Elections be appointed; and Messrs. Carlile, Pitts, Opie, Carrington, Woods, Barbee and Horner were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee on Claims be appointed; and Messrs. Daniel, Woods, Rives, Harvey, Cowen, Ward and Thompson of D., were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee of Internal Improvement be appointed; and Messrs. Deneale, Stanard, Carlile, Crump, Tate, Carrington, French, Horner and Thomas were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee of General Laws be appointed; and Messrs. Ambler, Thompson of A., Stanard, Carlile, Edmiston, Pitts and Isbell were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee of Courts of Justice be appointed; and Messrs. Shackelford, Kinney, Rives, Thompson of A., and Tribble were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee to Examine the Clerk's Office be appointed; and Messrs. Opie, French and West were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee on the Militia be appointed; and Messrs. Crump, Opie, Layne, Turner, Grantham, Catlett and West were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee to Examine the Bonds of Public Officers, jointly with a committee from the House of Delegates, be appointed; and Messrs. Tribble, Kinney, Pitts, Cowen and Thompson of D., were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee to Examine the Penitentiary, jointly with a committee from the House of Delegates, be appointed; and Messrs. Layne, Turner, Barbee, Harvey, Grantham, West and Catlett were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee to Examine the Treasurer's Accounts, jointly with a committee from the House of Delegates, be appointed; and Messrs. Barbee, French, Tate, Thomas, Layne, Ward and Catlett were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee to Examine the Library, jointly with a committee from the House of Delegates, be appointed; and Messrs. Edmiston, Turner, Isbell, Kinney and Thompson of D., were, accordingly, appointed a committee for the purpose.

Ordered, That a Committee to Examine the Armory, jointly with a committee from the House of Delegates, be appointed; and Messrs. Woods, Cowen, Harvey, Grantham and Tate were, accordingly, appointed a committee for the purpose.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, twelve o'clock.



THURSDAY, DECEMBER 5, 1850.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, December 4, 1850.

The House of Delegates have adopted a resolution to proceed by joint vote with the Senate on Saturday the 7th instant, to the election of a Senator of the United States, to supply the vacancy that will be occa-

sioned on the fourth of March next, by the expiration of the term of service of James M. Mason, Esq. : In which they request the concurrence of the Senate.

The said resolution being delivered in and twice read,

Mr. Thompson of A. moved to lay it upon the table, and on the question being put thereupon, was disagreed to by the Senate. Ayes 8—Noes 17.

The ayes and noes, upon that question, being required by Mr. Carrington, seconded by Mr. Deneale, were as follow :

Ayes—Messrs. Thompson of A., Kinney, Barbee, French, Turner, Thomas, Layne and Ward—8.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Horner, Carlile, Daniel, Carrington, Shackelford, Opie, Tate, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, and West—17.

Mr. Kinney moved to amend the resolution by striking out the words "Saturday the 7th instant," and inserting the "15th of February," in lieu thereof; and on the question being put thereupon, was disagreed to by the Senate. Ayes 6—Noes 19.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Turner, were as follow :

Ayes—Messrs. Thompson of A., Kinney, French, Turner, Thomas and Ward—6.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Horner, Barbee, Carlile, Daniel, Carrington, Shackelford, Opie, Tate, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Layne and West—19.

The question was then put, upon the resolution, and agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates, thereof.

The Speaker laid before the Senate the following communication from the Governor.

EXECUTIVE DEPARTMENT,
Decémber 4, 1850.

To the General Assembly of Virginia:

GENTLEMEN,—It becomes my painful duty to announce to you the death of two Judges of the Circuit Court, since your adjournment—The Hon. DANIEL SMITH, Judge of the 14th Circuit, and the Hon. ISAAC R. DOUGLASS, Judge of the 13th Circuit, are no more. It becomes your duty to elect a successor to each.

JOHN B. FLOYD.

The following message was received from the House of Delegates by Mr. Welton :

Mr. Speaker,—The House of Delegates have adopted a resolution that they will proceed, by joint vote with the Senate, on Friday next, to elect a Judge for the 14th Circuit, to fill the vacancy occasioned by the death of the Hon. DANIEL SMITH.

The said resolution being delivered in, and twice read, and, on the question being put thereupon, was agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Fleming :

Mr. Speaker,—The House of Delegates have adopted a resolution that they will, with the consent of the Senate, proceed, on Friday the 6th instant, to the election of a Public Printer.

The said resolution being delivered in, and twice read, and, on the question being put thereupon, was agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of *Mr. Deneale*,

The 29th rule was suspended, so far as relates to the said resolutions.

Ordered, That the Clerk inform the House of Delegates thereof to-morrow.—On motion of *Mr. Deneale*,

The Senate then adjourned until to-morrow, twelve o'clock.

—D—C—

FRIDAY, DECEMBER 6, 1850.

On motion of *Mr. Carrington*,

The Chair was vacated during the pleasure of the Speaker.

The Speaker resumed the Chair.

Mr. Shakelford offered the following resolution.

Resolved, That 200 copies of Senate Document No. 9, of the last session be printed for the use of the General Assembly.

The Senate, pursuant to a resolution agreed to on yesterday, proceeded, by joint vote with the House of Delegates, to the election of a Judge of the fourteenth circuit, to supply the vacancy occasioned by the death of Judge Daniel Smith.

The Clerk called the roll, whereupon it appeared that the members present voted as follow :

For Green B. Samuels—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Kinney, Barbee, Carlile, Daniel, Carrington, Pitts, Shackelford, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Thomas, Layne, West and Ward—26.

Ordered, That a committee be appointed to examine the votes, jointly with a committee from the House of Delegates; and Messrs. Barbee, Deneale, Kinney, Opie and Carlile were, accordingly appointed, a committee for the purpose.

The committee withdrew, and sometime after returning into the Chamber, *Mr. Barbee* reported that the committee had performed the duty assigned them and found the votes to stand as follow :

Whole number of votes 151

Necessary to a choice 76

For Green B. Samuels 151

Green B. Samuels having received an unanimous vote, was declared by the Speaker duly elected Judge of the fourteenth circuit, to supply the vacancy aforesaid.

On motion of *Mr. Deneale*,

The Chair was vacated during the pleasure of the Speaker.

The Speaker resumed the Chair.

The Senate then proceeded, pursuant to the resolution agreed to yesterday, by joint vote with the House of Delegates, to the election of a Public Printer.

The Clerk called the roll, whereupon it appeared that there was an unanimous vote of the members present in favor of William F. Ritchie, to wit: Messrs. Dennis, (Speaker,) Tribble, Horner, Barbee, Carlile, Daniel, Carrington, Pitts, Shackelford, Opie, Tate, French, Turner, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Thomas, Layne, West and Ward—23.

Ordered, That a committee be appointed to examine the votes jointly with a committee from the House of Delegates; and Messrs. Tribble, Carrington, Daniel, Thompson of D., and Catlett were, accordingly, appointed a committee for the purpose.

The committee withdrew, and sometime after returning into the Chamber, Mr. Tribble reported, that the committee had performed the duty assigned them, and found an unanimous vote for Mr. William F. Ritchie.

William F. Ritchie, having received an unanimous vote, was declared by the Speaker duly elected public printer for one year.

On motion of Mr. Kinney,

The resolution to print two hundred copies of Senate Document No. 9, of the last session, for the use of the General Assembly, was taken up, and, on the question being put thereon, was agreed to by the Senate.

On motion of Mr. Shackelford,

The Senate then adjourned until to-morrow, twelve o'clock.



SATURDAY, DECEMBER 7, 1850.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, December 6, 1850.

The House of Delegates have passed a bill, entitled, "An act to amend the act, passed March 19th, 1850, incorporating the Boydton and Petersburg plank road company:" In which they request the concurrence of the Senate.

The bill, "To amend the act passed March 19th, 1850, incorporating the Boydton and Petersburg plank road company," was read the first and second times, and committed to the Committee of Internal Improvement.

On motion of Mr. Carrington,

The Committee of Internal Improvement had leave to sit during the Session of the Senate.

Mr. Carlile, from the Committee of Internal Improvement, to whom had been committed the bill, "To amend the act, passed March 19th, 1850, incorporating the Boydton and Petersburg plank road company," reported the same without amendment.

Ordered, That the said bill be read a third time.

The bill was, accordingly, read the third time, and, on the question being put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Carlile,

The Chair was vacated during the pleasure of the Senate.

The Speaker resumed the Chair.

The Senate, pursuant to the resolution agreed to on the 6th instant, proceeded, by joint vote with the House of Delegates, to the election of a United States Senator, to fill the vacancy occasioned by the expiration of the term of James M. Mason.

The Clerk called the roll, whereupon it appeared that the Senators present voted as follows :

For James M. Mason—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Horner, Barbee, Carlile, Daniel, Carrington, Isbell, Pitts, Shackelford, Opie, Tate, French, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Ambler, Layne and West—24.

For George W. Summers—Messrs. Turner, Thomas and Ward—3.

Ordered, That a committee be appointed to examine the votes, jointly with a committee from the House of Delegates, and Messrs. Isbell, Thomas, Barbee, Horner and Turner were, accordingly, appointed a committee for the purpose.

The committee withdrew, and some time after returned into the Chamber, Mr. Isbell reported that the committee had performed the duty assigned them, and found the votes to stand as follows :

| | | |
|---------------------|---|-----|
| For James M. Mason, | - | 112 |
| George W. Summers, | - | 36 |
| Vincent Witcher, | - | 4 |
| James McDowell, | - | 2 |

| | | |
|------------------------|---|-----|
| Whole number of votes, | - | 154 |
|------------------------|---|-----|

| | | |
|------------------------|---|----|
| Necessary to a choice, | - | 78 |
|------------------------|---|----|

James M. Mason, having a majority of the whole number of votes, was declared, by the Speaker, to be duly elected a Senator of the United States, for six years from the fourth of March next.

On motion of Mr. Thomas,

The Senate then adjourned until to-morrow, twelve o'clock.

MONDAY, DECEMBER 9, 1850.

The following communication was received from the House of Delegates by their Clerk : *In the House of Delegates, December 7, 1850.*

The House of Delegates have adopted a resolution for proceeding on Monday the ninth instant, by joint vote with the Senate, to the election of a Councillor of State, to supply the vacancy occasioned by the expiration of the term of service of Raleigh T. Daniel. Esq.: In which they request the concurrence of the Senate.

The said resolution being delivered in and twice read,

On motion of Mr. Deneale,

The resolution was amended, by striking out the words "Monday the ninth," and inserting the words "Tuesday the tenth," in lieu thereof.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Kinney offered the following resolution ;

Resolved, That when the Senate adjourns on Tuesday the tenth instant, it will, with the concurrence of the House of Delegates, adjourn until Monday the sixth day of January next.

Mr. Deneale moved that the resolution be laid on the table until to-

morrow, and on the question being put thereupon, was disagreed to by the Senate. Ayes 11. Noes 13.

The ayes and noes, on that question, being required by Mr. Stanard, seconded by Mr. Deneale, were as follow :

Ayes—Messrs. Tribble, Thompson of A., Horner, Barbee, Carlile, Tate, French, Stanard, Deneale, Catlett and West—11.

Noes—Messrs. Dennis, (Speaker,) Woods, Kinney, Daniel, Opie, Turner, Grantham, Edmiston, Cowen, Thompson of D., Thomas, Layne and Ward—13.

The question being put upon the resolution, it was adopted by the Senate. Ayes 14—Noes 8.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Stanard, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Kinney, Daniel, Opie, Turner, Grantham, Edmiston, Thompson of D., Catlett, Thomas and Layne—14.

Noes—Messrs. Barbee, Carlile, Tate, French, Stanard, Deneale, Cowen and West—8.

On motion of Mr. Layne, the 29th rule was suspended so far as relates to the said resolution.

Ordered, That Mr. Layne inform the House of Delegates thereof, and request their concurrence in the Senate's amendment to the resolution for electing a Councillor of State.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, twelve o'clock.

TUESDAY, DECEMBER 10, 1850.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, December 9, 1850.

The House of Delegates have passed a bill, entitled, "An act to amend an act, authorising a guaranty of the bonds of the Richmond and Danville railroad company;" and, have adopted a resolution voting a sword to Captain Hamilton L. Shields of the United States Army : in which bill and resolution, they request the concurrence of the Senate.

They agree to the amendment proposed by the Senate to the resolution for the election of a Councillor of State ; and concur in the resolution of the Senate for the adjournment of that body, from Tuesday the 10th inst. to Monday the 6th of January next.

The bill, "To amend an act authorising a guaranty of the bonds of the Richmond and Danville railroad company," was read the first and second times, and committed to the Committee of Internal Improvement.

The said resolution being delivered in, was twice read, and, on motion of Mr. Kinney, laid upon the table.

On motion of Mr. Turner,

The Committee of Internal Improvement had leave to sit during the session of the Senate.

Mr. French, from the Committee of Internal Improvement, reported the bill, "To amend an act authorising a guaranty of the Richmond and Danville railroad company, without amendment.

Ordered, That the said bill be read a third time.

The bill was, accordingly, read the third time, and, on the question being put thereupon, passed by the Senate.

On motion of Mr. Turner, the 29th rule was suspended so far as relates to the said bill.

Ordered, That Mr. Turner inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. McCue:

Mr. *Speaker*,—The House of Delegates have passed bills, “To authorise the Common Hall of Petersburg and the Trustees of the town of Farmville to subscribe to the stock of the South Side railroad company, and for other purposes;” and, “Authorising the county court of Charlotte to appoint two commissioners of the revenue for said county.

The bill, “To authorise the Common Hall of Petersburg and the Trustees of the town of Farmville to subscribe to the stock of the South Side railroad, and for other purposes,” being delivered in, was read the first and second times, and committed to the Committee of Internal Improvement.

The bill, “To authorise the county court of Charlotte to appoint two commissioners of the revenue for said county, being delivered in, was read the first and second times, and committed to the Committee of General Laws.

On motion of Mr. Stanard,

The Committees of General Laws and Internal Improvement, had leave to sit during the session of the Senate.

On motion of Mr. Turner,

The Chair was vacated during the pleasure of the Speaker.

The Speaker resumed the Chair.

Mr. Deneale, from the Committee of Internal Improvement, to whom was referred the bill, “To authorise the Common Hall of Petersburg, and the Trustees of the town of Farmville to subscribe to the stock of the South Side railroad company, and for other purposes,” reported the same with an amendment, as follows:—to come in before the commencing clause.

Provided, however, that the said Common Hall of Petersburg and the Trustees of the town of Farmville, shall not have the authority conferred by this act, until the question whether said subscriptions shall be made, shall be submitted to the voters of the said City of Petersburg, and the town of Farmville, and the same agreed to by three-fifths of the voters of said corporations authorised to vote for members of the Common Hall of Petersburg and Trustees of Farmville.

And, on the question being put upon the said amendment, it was agreed to.

The bill, as amended, was read the third time, and, on the question being put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Edmiston, from the Committee of General Laws, to whom was committed the bill, “Authorising the county court of Charlotte to appoint two commissioners of the revenue for the said county,” reported the same without amendment.

Ordered, That the said bill be read a third time.

The bill was, accordingly, read the third time, and, on the question being put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The Senate, pursuant to a resolution agreed to on yesterday, proceeded by joint vote with the House of Delegates, to the election of a Councillor of State, to supply the vacancy occasioned by the expiration of the term of R. T. Daniel, Esq.

The Clerk called the roll, whereupon it appeared that the Senators present voted as follow :

For John M. Daniel—Messrs. Dennis, (Speaker,) Tribble, Horner, Barbee, Daniel, Isbell, Opie, Tate, Deneale, Grantham, Thompson of D., Catlett, Layne and West—14.

For John Rutherford—Messrs. Rives, Carlile, Edmiston, Cowen and Ward—5.

For R. T. Daniel—Messrs. Thompson of A., Kinney, French, Turner, Stanard and Thomas—6.

Ordered, That a committee be appointed to examine the votes jointly with a committee from the House of Delegates, and, Messrs. Daniel, Stanard, Horner, Turner and West were, appointed a committee for that purpose.

Mr. Daniel, from the committee appointed to examine the votes, reported that the committee had performed the duty assigned them, and found the votes to stand as follow :

| | |
|---------------------|----|
| For John M. Daniel, | 77 |
| Raleigh T. Daniel, | 65 |
| John Rutherford, | 17 |

| | |
|------------------------|-----|
| Whole number of votes, | 149 |
| Necessary to a choice, | 75 |

John M. Daniel, having received a majority of the whole number of votes, was declared, by the Speaker, to be duly elected a Councillor of State for the term of three years.—On motion of Mr. Deneale,

The Senate then adjourned until Monday the sixth of January next.

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MONDAY, JANUARY 6, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, from December 12 to January 5.

The House of Delegates agree to the amendment proposed by the Senate to the bill, entitled, "An act to authorise the Common Hall of Petersburg and the trustees of the town of Farmville to subscribe to the stock of the South Side railroad company, and for other purposes."

They have passed bills, entitled, "An act explanatory of an act passed the tenth day of March, 1849, concerning the Virginia regiment of volunteers;" "An act for the relief of Jonathan Kay and others, securities of William B. Manning, late sheriff of Norfolk county;" "An act to extend the charter of the Merchants manufacturing company of the City of Pe-

tersburg;" "An act divorcing Mary A. E. Roberts from her husband Nathaniel G. Roberts;" "An act divorcing Eliza Jane Baare from her husband Ferdinand R. Baare;" "An act to incorporate the trustees of the South Branch Academical Institute;" "An act authorising the Seaboard and Roanoke railroad company to issue bonds;" "An act for the relief of the legatees of James Parker, deceased;" "An act releasing to the heirs of Peter Lower and John Wellman the Commonwealth's right to certain lands therein mentioned;" "An act for the relief of Hannah D. Taylor;" "An act authorising the Councils of Norfolk City, to enclose a part of Talbot street in said City;" "An act for extending the time for completing the Seaboard and Roanoke railroad;" "An act to incorporate the Indian Poll draw bridge company in the county of Norfolk;" "An act for the relief of Robert Ratcliff;" "An act for the relief of Jesse Timms;" "An act authorising three Justices of the Peace, to hold a court for the corporation of Norfolk, and for the corporation of Lynchburg;" "An act authorising the qualified voters of the town of Lynchburg to elect a Mayor for said town, and for other purposes;" "An act divorcing Margaret A. Combs from her husband Benjamin Combs;" "An act establishing the Savings bank in the town of Jacksonville in the county of Floyd;" "An act to declare Sugar Tree Creek in Tyler county a public highway;" "An act to incorporate the Amherst county turnpike company;" and, "An act to incorporate the York river steam navigation and Plank road company."

And they have adopted resolutions for the election of a Brigadier General for the twenty-fourth, twenty-fifth, and twenty-sixth Brigades: In which bills and resolutions they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of General Laws, viz: "Explanatory of an act passed the tenth day of March, 1849, concerning the Virginia regiment of volunteers;" "To extend the charter of the Merchant's manufacturing company of the city of Petersburg;" "To incorporate the trustees of the South Branch Academical Institute;" "Authorising the qualified voters of the town of Lynchburg, to elect a Mayor for said town, and for other purposes;" "Releasing to the heirs of Peter Lower and John Wellman the Commonwealth's right to certain lands therein mentioned;" "For the relief of Hannah D. Taylor;" "Authorising the Councils of Norfolk City to enclose a part of Talbot's street in said City;" "For extending the time for completing the Seaboard and Roanoke railroad;" "Authorising three Justices of the Peace to hold a court for the corporation of Norfolk, and for the corporation of Lynchburg;" "Establishing the Savings bank in the town of Jacksonville in the county of Floyd;" "To declare Sugar Tree Creek in Tyler county, a public highway;" "Authorising the Seaboard and Roanoke railroad company to issue bonds."

The following bills were read the first and second times, and committed to the Committee of Courts of Justice, viz: "Divorcing Mary A. E. Roberts from her husband Nathaniel G. Roberts;" "Divorcing Eliza Jane Baare from her husband Ferdinand R. Baare;" "Divorcing Margaret A. Combs from her husband Benjamin Combs."

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz: "To incorporate the

Indian Poll draw bridge company, in the county of Norfolk;" "To incorporate the Amherst county turnpike company;" and, "To incorporate the York River Steam navigation and Plank road company."

The following bills were read the first and second times, and committed to the Committee of Claims, viz: "For the relief of Jonathan Kay and others, securities of William B. Manning, late sheriff of Norfolk county;" "For the relief of the legatees of James Parker, deceased;" "For the relief of Robert Ratcliff;" and, "For the relief of Jesse Timms."

The resolutions, for the election of a Brigadier General for the 24th Brigade; for the election of a Brigadier General for the 25th Brigade; and for the election of a Brigadier General for the 26th Brigade, being twice read, were, on motion of Mr. Shackelford, severally made, laid upon the table.—On motion of Mr. Turner,

The Senate then adjourned until to-morrow, twelve o'clock.

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TUESDAY, JANUARY 7, 1851.

The following communication was received from the House of Delegates by their Clerk: *In the House of Delegates, January 6, 1851.*

The House of Delegates have passed bills, entitled, "An act for the relief of Thomas Fife;" and, "An act divorcing Mary Ann Conway from her husband Andrew J. Conway."

And have adopted a resolution for the election of a Judge for the thirteenth Judicial circuit, to supply the vacancy occasioned by the death of Isaac R. Douglas: In which bills and resolution they request the concurrence of the Senate.

The bill, "For the relief of Thomas Fife," was read the first and second times, and committed to the Committee of Claims.

The bill, "Divorcing Mary Ann Conway from her husband Andrew J. Conway," was read the first and second times, and committed to the Committee of Courts of Justice.

The resolution to proceed on Saturday the eleventh, to the election of Judge for the thirteenth Judicial district, to supply the vacancy occasioned by the death of Isaac R. Douglass, being twice read, on motion of Mr. Shackelford, was laid upon the table.

On motion of Mr. Tate,

The resolution for the election of a Brigadier General for the 25th Brigade, was taken up, and on the question being put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. French,

The resolution for the election of a Brigadier General for the 26th Brigade, was taken up, and, on the question being put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Stanard presented the report and resolutions adopted by the Council of the City of Richmond, upon the proposition to subscribe one hundred thousand dollars to the Virginia and Tennessee railroad, which, being read, on motion of Mr. Stanard, was laid upon the table.

On motion of Mr. Stanard,

The Senate then adjourned until to-morrow, twelve o'clock.

WEDNESDAY, JANUARY 8, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, January 7, 1851.

The House of Delegates have passed a bill, entitled, "An act to amend section six, chapter 79, of the Code of Virginia : " In which they request the concurrence of the Senate.

The bill, "To amend section six, chapter 79, of the Code of Virginia," was read the first and second times, and committed to the Committee of General Laws.

On motion of Mr. Kinney,

The resolution voting a Sword to Captain Hamilton L. Shields of the United States Army, was taken up, and on his motion, committed to the Committee on the Militia.

Mr. Ambler, from the Committee of General Laws, reported the bill, "To extend the charter of the Merchants manufacturing company of the City of Petersburg," without amendment, the said bill was read the third time, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Shackelford, from the Committee of Courts of Justice, reported the bill, "Divorcing Mary Ann Conway from her husband Andrew J. Conway," without amendment, which, on motion of Mr. Stanard, was laid upon the table.

Mr. Stanard, from the Committee of General Laws, reported the following bills without amendment, viz : "To incorporate the trustees of the South Branch Academical Institute ;" "Releasing to the heirs of Peter Lower and John Wellman, the Commonwealth's right to certain lands therein mentioned ;" "For extending the time for completing the Seaboard and Roanoke railroad ;" "Authorising three Justices of the Peace to hold a court for the corporation of Norfolk, and for the corporation of Lynchburg ;" "Establishing the Savings bank in the town of Jacksonville, in the county of Floyd ;" "To declare Sugar Tree Creek in Tyler county, a public highway ;" "Authorising the Seaboard and Roanoke railroad company to issue bonds."

On motion of Mr. French, the 29th rule was suspended so far as relates to the resolutions agreed to for the election of a Brigadier General for the 25th Brigade ; and a Brigadier General for the 26th Brigade.

Ordered, That the Clerk communicate to the House of Delegates, tomorrow, the agreement of the Senate to the said resolutions.

The bill, "To incorporate the trustees of the South Branch Academical Institute," was taken up, and read the third time, and on motion of Mr. Barbee, laid upon the table.

The bill, "Releasing to the heirs of Peter Lower and John Wellman, the Commonwealth's right to certain lands therein mentioned," was taken up, and read the third time, and on motion of Mr. Kinney, laid upon the table.

The bill, "For extending the time for completing the Seaboard and Roanoke railroad, was taken up, and read the third time ; and on motion of Mr. Shackelford, laid upon the table.

The bill, "Authorising three Justices of the Peace to hold a court for the corporation of Norfolk, and for the corporation of Lynchburg," was taken up, and read the third time, and on motion of Mr. Deneale, laid upon the table.

The following bills were taken up and read the third time, and, on the question put thereupon, passed by the Senate, viz: "Establishing the Savings bank in the town of Jacksonville, in the county of Floyd;" and, "To declare Sugar Tree Creek in Tyler county, a public highway."

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Crutchfield:

Mr. Speaker,—The House of Delegates have passed the bill, entitled, "An act extending the jurisdiction of the Special Court of Appeals."

The bill, "Authorising the Seaboard and Roanoke railroad company to issue bonds," was taken up, and read the third time, and, on motion of Mr. Shackelford, laid upon the table.

The bill, "Extending the jurisdiction of the Special Court of Appeals," was read the first and second times, and committed to the Committee of Courts of Justice."

On motion of Mr. Isbell,

The Senate then adjourned until to-morrow, twelve o'clock.



THURSDAY, JANUARY 9, 1851.

Mr. Horner, from the Committee of Internal Improvement, to whom was referred the bills, "To incorporate the Indian Poll Bridge company in the county of Norfolk," and, the bill, "To incorporate the Amherst turnpike company," reported the same without amendment.

Mr. Isbell presented memorials of the citizens of Amherst county, for and against the construction of a Macadamised road from Lynchburg, in the direction of Amherst courthouse, and, on his motion, laid upon the table.

On motion of Mr. Thomas,

The bill, "Divorcing Mary Ann Conway from her husband Andrew J. Conway," was taken up, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Isbell,

The bill, "Authorising the Seaboard and Roanoke railroad company to issue bonds," was taken up, which, on motion of Mr. Kinney, was again laid upon the table.

Mr. Shackelford, from the Committee of Courts of Justice, to whom had been committed, the bill, "Extending the jurisdiction of the Special Court of Appeals," reported the same without amendment.

On motion of Mr. Ward,

The bill, "Releasing to the heirs of Peter Lower and John Wellman, the Commonwealth's right to certain lands therein mentioned," was taken up.

Mr. Deneale, moved to amend the said bill, by striking out the words "or which may hereafter accrue," where they appear in the first and second sections, and on the question put thereupon, was agreed to by the Senate.

The bill, as amended, on the question put thereupon, was passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence therein.

On motion of Mr. West,

The resolution from the House of Delegates for the election of a Brigadier General for the 24th Brigade, was taken up, and, on the question put thereupon, agreed to by the Senate.

On motion of Mr. West, the 29th rule was suspended so far as relates to the said resolution.

Ordered, That Mr. West inform the House of Delegates thereof.

The bill, "To incorporate the Indian Poll Bridge company in the county of Norfolk, was taken up, and read the third time, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Amherst county turnpike company," was taken up, and read the third time.

On motion of Mr. Deneale,

The said bill was laid upon the table.

The bill, "Extending the jurisdiction of the Special Court of Appeals," was taken up, read the third time, and on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Kinney,

The Senate then adjourned until to-morrow, twelve o'clock.

FRIDAY, JANUARY 10, 1851.

Mr. Ambler, from the Committee of General Laws, reported the bill, "To amend section six, chapter seventy-nine, of the Code of Virginia," with an amendment.

On motion of Mr. Kinney, the following bills were severally taken up, and passed by the Senate, viz: "For extending the time for completing the Seaboard and Roanoke railroad;" and, "Authorising the Seaboard and Roanoke railroad company to issue bonds."

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. West, the 29th rule was suspended so far as relates to the bill, "Extending the jurisdiction of the Special Court of Appeals."

Ordered, That Mr. West inform the House of Delegates of the passage of the said bill.

The bill, "To amend section six, chapter seventy-nine, of the Code of Virginia," was taken up.

The amendment reported by the committee, to strike out the words, "its passage," after the word four, in the commencing clause, and insert in lieu thereof, "the 1st day of January, 1851," was agreed to by the Senate.

The bill, as amended, was read the third time, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

On motion of Mr. Tribble,

The Senate then adjourned until to-morrow, twelve o'clock.

SATURDAY, JANUARY 11, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, January 10, 1851.

The House of Delegates have passed a bill, entitled, "An act authorising the flour inspector for the town of Falmouth, to inspect flour at Ficklin's mill, in the county of Spottsylvania": In which they request the concurrence of the Senate.

The bill, "Authorising the flour inspector for the town of Falmouth, to inspect flour at Ficklin's mill, in the county of Spottsylvania," was read the first and second times, and committed to the Committee of General Laws.

Mr. Rives, from the Committee of Claims, reported bills, "For the relief of Thomas Fife," and, "For the relief of Robert Ratcliff," without amendment.

The bill, "For the relief of Thomas Fife;" was taken up, and read the third time, which, on motion of Mr. Rives, was laid upon the table.

The bill, "For the relief of Robert Ratcliff," was taken up and read the third time, and, on the question put thereupon, was rejected by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The resolution for the election of a Judge for the 13th Judicial district, on motion of Mr. Tribble, was taken up.

On motion of Mr. Carlile, the resolution was amended, so as to read the 13th Judicial "Circuit," and on the question put upon the resolution, as amended, agreed to by the Senate.

On motion of Mr. Rives, the 29th rule was suspended so far as relates to the said resolution.

Ordered, That Mr. Tribble inform the House of Delegates thereof, and request their concurrence in the amendment.

On motion of Mr. Stanard,

The Chair was vacated during the pleasure of the Speaker.

The Speaker resumed the Chair.

The Senate proceeded, pursuant to the resolution agreed to on Tuesday last, by joint vote with the House of Delegates, to the election of a Brigadier General of the 25th Brigade.

The Clerk called the roll, whereupon it appeared that the members present voted as follows, to wit:

For A. C. Moore—Messrs. Dennis, (Speaker,) Rives, Kinney, Carington, Isbell, Opie, Tate, French, Turner, Stanard, Harvey, Grantham, Edmiston, Thompson of D., Ambler and Thomas—16.

For Harvey George—Messrs. Tribble, Carlile, Shackelford, Cowen, Catlett and Ward—6.

For John Carroll—Messrs. Horner, Barbee and West—3.

Ordered, That a committee be appointed to examine the votes, jointly with a committee from the House of Delegates; and Messrs. Tate, Cowen, French, Thomas and Harvey were, accordingly, appointed a committee for the purpose.

Mr. Tate, from the said committee, reported that they had performed the duty assigned them, and found the votes to stand as follow :

| | |
|------------------|----|
| For A. C. Moore, | 87 |
| Harvey George, | 47 |
| John Carroll, | 20 |

| | |
|------------------------|-----|
| Whole number of votes, | 154 |
| Necessary to a choice, | 78 |

Col. A. C. Moore, having received a majority of the whole number of votes, was declared by the Speaker, duly elected Brigadier General of the twenty-fifth Brigade.

On motion of Mr. Carrington,

The Chair was vacated during the pleasure of the Speaker.

The Speaker resuming the Chair,

The Senate, then, proceeded, pursuant to the resolution agreed to on Thursday last, by joint vote with the House of Delegates, to the election of a Brigadier General of the twenty-fourth Brigade.

The Clerk called the roll, whereupon it appeared that the members present voted as follow :

For Bushrod W. Price—Messrs. Dennis, (Speaker,) Rives, Horner, Barbee, Carrington, Isbell, Shackelford, Opie, Tate, French, Turner, Harvey, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Ambler, Thomas, West and Ward—21.

Ordered, That a committee be appointed to examine the votes, jointly with a committee from the House of Delegates; and, Messrs. West, Edmiston, Barbee, Ward and Horner were, accordingly, appointed a committee for the purpose.

Mr. West, from said committee, reported that they had performed the duties assigned them, and found the votes to stand as follow :

| | |
|------------------------|-----|
| For Bushrod W. Price, | 136 |
| Whole number of votes, | 136 |

Bushrod W. Price, having received the whole number of votes, was declared, by the Speaker, duly elected Brigadier General of the twenty-fourth Brigade.

The Speaker laid before the Senate, a communication from the Governor, covering the resolution of the Vermont Legislature, for the promotion of peace; which, being read, on motion of Mr. Kinney, was laid upon the table.

The bill, "For the relief of Thomas Fife," on motion of Mr. Ward, was taken up, and, on motion of Mr. Rives, again, laid upon the table.

The Senate then proceeded, pursuant to a resolution agreed to on Thursday last, by joint vote with the House of Delegates, to the election of a Brigadier General of the twenty-sixth Brigade.

The Clerk called the roll, whereupon it appeared that the members present voted as follow :

For Robert T. Preston—Messrs. Dennis, (Speaker,) Rives, Tribble, Horner, Barbee, Carlile, Isbell, Shackelford, Tate, French, Turner, Stanard, Harvey, Grantham, Edmiston, Cowen, Catlett, Ambler, Thomas, West and Ward—21.

Ordered, That a committee be appointed to examine the votes, jointly with a committee from the House of Delegates, and, Messrs. French, Cowen, Tate, Turner and Carlile were, accordingly appointed a committee for the purpose.

Mr. French, from the said committee, reported that they had performed the duties assigned them, and found the votes to stand as follow :

Whole number of votes, 145

For Col. Robert T. Preston, 145

Col. Robert T. Preston, having received the whole number of votes, was declared, by the Speaker, duly elected Brigadier General of the twenty-sixth Brigade.

On motion of Mr. Shackelford,

The bill, "For the relief of Robert Ratcliff," was reconsidered.

The following message was received from the House of Delegates, by Mr. Crutchfield :

Mr. Speaker,—The House of Delegates have adopted a resolution to postpone the joint order of the day, for the election of a Judge of the thirteenth circuit: In which they request the concurrence of the Senate.

On motion of Mr. Carlile,

The resolution was amended, by adding thereto, the words "until Monday the 13th instant," and, as amended, agreed to by the Senate.

On motion of Mr. Stanard, the 29th rule was suspended so far as relates to the said resolution.

Ordered, That Mr. Stanard inform the House of Delegates of the agreement of the Senate to said resolution, with an amendment, and request their concurrence therein.

On motion of Mr. Rives,

The Senate then adjourned until Monday next, twelve o'clock.



MONDAY, JANUARY 13, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, January 11, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bill, entitled, "An act releasing to the heirs of Peter Lower and John Wellman, the Commonwealth's right to certain lands therein mentioned;" To the resolution for the election of a Judge for the 13th Judicial circuit, to supply the vacancy occasioned by the death of Isaac R. Douglas; and to the resolution for postponing the election of a Judge for the 13th circuit. And they have adopted a resolution requiring the first Auditor to furnish the commissioners of the revenue, with printed forms for their land and property books: In which they request the concurrence of the Senate.

The said resolution was delivered in and twice read, and, on motion of Mr. Kinney, committed to the Committee of General Laws.

Mr. Carlile, from the Committee of Privileges and Elections, made the following report, which being read, was adopted by the Senate, viz :

The Committee of Privileges and Elections, have, according to order, had under consideration, the certificates of members returned to serve in the Senate from the following districts, and beg leave to report; that the following persons have been duly elected to represent their respective districts in the Senate.

From the district composed of the counties of Greenville, Brunswick and Dinwiddie,—William F. Thompson.

From the district composed of the counties of Hancock, Brooke, Ohio, Marshall, Wetzell, Tyler and part of Doddridge,—James G. West.

From the district composed of the counties of Kanawha, Mason, Wayne, Putnam, Fayette, Jackson, Cabell, Raleigh, Boone, Wyoming, Logan, Nicholas and part of Wirt,—Evermont Ward.

From the district composed of the counties of Middlesex, Matthews, Gloucester, King and Queen and King William,—John W. C. Catlett.

From the district composed of the counties of Loudoun, Fairfax and Alexandria,—Henry W. Thomas.

From the district composed of the counties of Norfolk, Nansemond, Princess Anne and the City of Norfolk,—John C. Crump.

From the district composed of the counties of Fauquier and Prince William,—Inman Horner.

The said William F. Thompson, James G. West, Evermont Ward, John W. C. Catlett, Henry W. Thomas and John C. Crump, for the full term prescribed by law; and the said Inman Horner, in pursuance of a writ of election issued to supply the vacancy occasioned by the resignation of John W. Tyler.

The committee have been unable to find any return of a Senator from the district composed of the counties of Fluvanna, Goochland, Louisa and Hanover, but are satisfied that an election for a Senator to represent the said district in the General Assembly has been held, and that William M. Ambler, was duly elected a Senator to represent the said district in the Senate of Virginia, and that he qualified as such, on the 3d day of December, 1850, according to law, and took his seat.

The committee, also, find that from the district composed of the counties of Alleghany, Bath, Pocahontas, Botetourt and Roanoke, there has been no return, but are satisfied that an election has been held for a Senator to represent the said district, and that Douglass B. Layne has been duly elected a Senator to represent the said district in the Senate of Virginia, and that he qualified as such, on the day of December, 1850, according to law, and took his seat.

JOHN S. CARLILE,
Chairman, C. P. and E.

Mr. Shackelford, from the Committee of Courts of Justice, reported the bill, "Divorcing Margaret A. Combs from her husband Benjamin Combs," without amendment.

The bill, "For the relief of Robert Ratcliff," was taken up as the unfinished business of Saturday, and on the question put thereupon, passed by the Senate. Ayes 18—Noes 6.

The ayes and noes, on that question, being required by Mr. Carlile, seconded by Mr. Kinney, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Tribble, Horner, Barbee, Carrington, Isbell, Pitts, Shackelford, French, Turner, Harvey, Deneale Grantham, Edmiston, Thompson of D., Catlett, Thomas, West and Ward—19.

Noes—Messrs. Kinney, Carlile, Daniel, Opie, Tate and Cowen—6.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Carlile, the Chair was vacated during the pleasure of the Speaker.—The Speaker resumed the Chair.

The Senate proceeded, pursuant to the resolution for postponement agreed to on the 11th instant, by joint vote with the House of Delegates, to the election of a Judge of the 13th circuit, to supply the vacancy occasioned by the death of Isaac R. Douglas.

The Clerk called the roll, whereupon it appeared that the members present voted as follow :

For John R. Tucker—Messrs. Dennis, (Speaker,) Carrington, Isbell, Shackelford, French, Thompson of D. and Catlett—7.

For Richard Parker—Messrs. Rives, Tribble, Horner, Barbee, Daniel, Opie, Tate, Grantham and Edmiston—9.

For Robert Y. Conrad—Messrs. Thompson of A., Kinney, Pitts, Turner, Stanard, Harvey, Ambler, Thomas and Ward—9.

For R. E. Bird—Messrs. Carlile, Deneale, Cowen and West—4.

Ordered, That a committee be appointed to examine the votes, jointly with a committee from the House of Delegates ; and Messrs. Opie, Grantham, Harvey, Barbee and Pitts were, accordingly, appointed a committee for the purpose.

The committee withdrew, and, upon returning to the Chamber, Mr. Opie reported that the committee had performed the duty assigned them, and found the votes to stand as follow :

| | |
|-----------------------|-----------|
| For Richard Parker, | 64 votes, |
| Robert Y. Conrad, | 57 " |
| John Randolph Tucker, | 29 " |
| Richard E. Bird, | 6 " |
| W. C. Worthington, | 1 " |

Whole number of votes, 157

Necessary to a choice, 79

No person having received a majority of the whole number of votes, the Speaker declared there was no election.

The following message was received from the House of Delegates by Mr. Campbell :

Mr. Speaker,—I am instructed by the House of Delegates to inform the Senate, that the name of John Randolph Tucker has been, again, put in nomination for Judge of the 13th circuit.

The Senate, proceeded in like manner, to the election of a Judge for the 13th circuit.

The Clerk called the roll, whereupon it appeared that the members present voted as follow, to wit :

For John R. Tucker—Messrs. Dennis, (Speaker,) Carrington, Isbell, Shackelford, French, Thompson of D., Catlett and Ambler—8.

For Richard Parker—Messrs. Rives, Tribble, Horner, Barbee, Daniel, Opie, Tate, Grantham, Edmiston, Cowen and West—11.

For Robert Y. Conrad—Messrs. Thompson of A., Kinney, Carlile, Pitts, Turner, Stanard, Harvey, Thomas and Ward—9.

For Richard E. Bird—Mr. Deneale—1.

Ordered, That the same committee examine the votes jointly with a committee from the House of Delegates.

On motion of Mr. Deneale, the Chair was vacated during the pleasure of the Senate.

The Speaker resumed the Chair.

The committee withdrew, and upon returning to the Chamber, Mr. Opie reported that the committee had performed the duty assigned them, and found the votes to stand as follow :

| | |
|-----------------------|-----------|
| For Richard Parker, | 68 votes, |
| Robert Y. Conrad, | 57 “ |
| John Randolph Tucker, | 30 “ |
| R. E. Bird, | 1 “ |

Whole number of votes, 156

Necessary to a choice, 79

No person having a majority of the whole number of votes, the Speaker declared there was no election.

The following message was received from the House of Delegates by Mr. Taliaferro :

Mr. Speaker,—I am instructed by the House of Delegates to inform the Senate, that the name of John Randolph Tucker has been, again, put in nomination for the office of Judge of the 13th circuit.

The Clerk called the roll, whereupon it appeared that the members present, voted as follow :

For John Randolph Tucker—Messrs. Dennis, (Speaker,) Carrington, Isbell, Shackelford, French, Thompson of D., Catlett and Ambler—8.

For Richard Parker—Messrs. Rives, Tribble, Horner, Barbee, Daniel, Opie, Tate, Deneale, Grantham, Edmiston, Cowen and West—12.

For Robert Y. Conrad—Messrs. Thompson of A., Kinney, Carlile, Pitts, Turner, Stanard, Harvey, Thomas and Ward—9.

Ordered, That the same committee examine the votes, jointly with a committee from the House of Delegates.

On motion of Mr. Deneale, the Chair was vacated during the pleasure of the Speaker.

The Speaker resumed the Chair.

Mr. Barbee, from the committee appointed to examine the votes jointly with a committee of the House of Delegates, reported that they had performed the duty assigned them and found the votes to stand as follow :

| | |
|-----------------------|-----------|
| For Richard Parker, | 65 votes, |
| Robert Y. Conrad, | 66 “ |
| John Randolph Tucker, | 30 “ |

Whole number of votes, 156

Necessary to a choice, 78

No person having a majority of the whole number of votes, the Speaker declared there was no election.

The following message was received from the House of Delegates by Mr. Crutchfield:

Mr. Speaker,—The House of Delegates have passed the bill, "To incorporate the trustees of the Mercer Monument Association in Fredericksburg."

The said bill was handed in, and read the first and second times, and on motion of Mr. Tribble, committed to a special committee.

Ordered, That Messrs. Tribble, Horner and Kinney be the said committee.

There being, again, no election, the Clerk called the roll, whereupon it appeared that the members present, voted as follow:

For Richard Parker—Messrs. Dennis, (Speaker,) Rives, Tribble, Horner, Barbee, Daniel, Opie, Tate, Deneale, Grantham, Edmiston, Cowen and West—13.

For Robert Y. Conrad—Messrs. Thompson of A., Kinney, Carlile, Pitts, French, Turner, Stanard, Harvey, Ambler, Thomas and Ward—11.

For John Randolph Tucker—Messrs. Isbell, Shackelford, Thompson of D. and Catlett—4.

Ordered, That the same committee examine the votes, jointly with the committee from the House of Delegates.

The committee withdrew, and upon returning into the chamber, Mr. Opie reported, that the committee to examine the votes jointly with a committee from the House of Delegates, had performed the duty assigned them, and found the votes to stand as follow;

| | |
|-----------------------|----|
| For Richard Parker, | 75 |
| Robert Y. Conrad, | 64 |
| John Randolph Tucker, | 43 |
| Scattering, | 1 |

Whole number of votes, 153

Necessary to a choice, 77

Mr. Thomas offered the following resolution:

Resolved, That the execution of the joint order of this day, be postponed until to-morrow Tuesday, the 14th of January, pending which,

On motion of Mr. Stanard,

The Senate then adjourned until to-morrow, twelve o'clock.

—♦♦♦♦—

TUESDAY, JANUARY 14, 1851.

John C. Crump, Esq., appeared and took his seat.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, January 13, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bill, entitled, "An act to amend section six, chapter 79 of the Code of Virginia."

The bill, "Divorcing Margaret A. Combs from her husband Andrew J. Combs," was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Daniel, the committee on Claims were discharged from the consideration of the bill, "For the relief of the legatees of James Parker, deceased."

Ordered, That the said bill be committed to the Committee of General Laws.

Mr. Triple, from the committee to whom was committed the bill, "To incorporate the trustees of the Mercer Monument Association in Fredericksburg," reported the same without amendment.

The said bill was read the third time, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Deneale, moved that the Senate do now adjourn: Ayes 8. Noes 19.

The ayes and noes, upon that motion, being required by Mr. Opie, seconded by Mr. Isbell, were as follow :

Ayes—Messrs. Triple, Carlile, Carrington, Pitts, French, Deneale, Thompson of D. and Catlett—8.

Noes—Messrs. Dennis, (Speaker,) Rives, Horner, Kinney, Barbee, Daniel, Isbell, Shackelford, Opie, Tate, Turner, Grantham, Edmiston, Cowen, Crump, Ambler, Thomas, West and Ward—19.

Mr. Ambler, from the Committee of General Laws, reported the resolution requiring the first Auditor to furnish the commissioner of the revenue with printed forms for their land and property books, without amendment.

On motion of Mr. Isbell, the said resolution was laid upon the table.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, twelve o'clock.

—♦♦♦—

WEDNESDAY, JANUARY 15, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, January 14, 1851.

The House of Delegates have adopted a resolution for proceeding by joint vote with the Senate on to-morrow, to the election of a Judge for the thirteenth circuit: In which they request the concurrence of the Senate.

The said resolution was twice read, and agreed to by the Senate.

On motion of Mr. Opie, the 29th rule was suspended so far as relates to the said resolution.

Ordered, That Mr. Opie, inform the House of Delegates of the agreement of the Senate to the said resolution.

On motion of Mr. Deneale, the Chair was vacated during the pleasure of the Speaker.

The Speaker resumed the Chair.

The following message was received from the House of Delegates by Mr. Massie :

Mr. Speaker.—I am directed by the House of Delegates to inform the Senate, that they are ready on their part to execute the joint order of the day, for the election of a Judge of the 13th circuit, and that Richard Parker and Robert Y. Conrad, are in nomination for that office.

Mr. Thomas withdrew the name of Robert Y. Conrad.

Ordered, That Mr. Stanard inform the House of Delegates of the readiness of the Senate to proceed to the execution of the said joint order,—that no addition has been made to the nomination in the House of Delegates, and, that the name of Robert Y. Conrad has been withdrawn.

The following message was received from the House of Delegates by Mr. Wall :

Mr. Speaker,—I am directed by the House of Delegates, to inform the Senate, that the name of Robert Y. Conrad has been withdrawn in that body.

The Senate, then, proceeded, pursuant to the resolution agreed to on this day, by joint vote with the House of Delegates, to the election of a Judge for the 13th circuit.

The Clerk called the roll, whereupon it appeared that the members present voted as follow :

For Richard Parker—Messrs. Dennis, (Speaker,) Rives, Tribble, Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Shackelford, Opie, Tate, French, Turner, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Thomas, West and Ward—23.

For Robert Y. Conrad—Messrs. Thompson of A., Pitts, Stanard, Harvey and Crump—5.

For John Randolph Tucker—Mr. Ambler—1.

Ordered, That a committee be appointed to examine the votes, jointly with a committee from the House of Delegates ; and, Messrs. Opie, Stanard, Grantham, Shackelford and Thomas were, accordingly, appointed a committee for the purpose.

Mr. Opie, from the committee, appointed to examine the votes, reported that the committee had performed the duty assigned them, and found the votes to stand as follow :

| | |
|------------------------|------------|
| For Richard Parker, | 106 votes, |
| Scattering, | 53 “ |
| <hr/> | |
| Whole number, | 159 |
| Necessary to a choice, | 80 |

Richard Parker, having received a majority of the whole number of votes, was declared by the Speaker duly elected Judge of the 13th judicial circuit.

The Speaker laid before the Senate, a communication from the Governor, covering a statement of the Cashier of the Bank of Virginia, of the condition of the bank on the 1st instant ; which, being read, on motion of Mr. Deneale, was laid upon the table.

Mr. Shackelford, from the Committee of Courts of Justice, reported the bill, “Divorcing Mary A. E. Roberts from her husband Nathaniel G. Roberts,” without amendment, and recommend its rejection.

On motion of Mr. Rives,

The Senate then adjourned until to-morrow, twelve o'clock.

THURSDAY, JANUARY 16, 1851.

Mr. Ambler, from the Committee of General Laws, reported bills, “Explanatory of an act passed the tenth day of March, 1849 ;” “Concerning the Virginia regiment of Volunteers ;” “Authorising the qualified voters of the town of Lynchburg, to elect a Mayor for the said town, and

for other purposes ;" and, " Authorising the flour inspector of the town of Falmouth to inspect flour at Ficklin's mill in the county of Spottsylvania;" without amendment, and the bill, " Authorising the Council of Norfolk City to enclose a part of Talbot street in said city," with amendment.

Mr. Shackelford, from the Committee of Courts of Justice, reported the bill, " Divorcing Eliza Jane Baare from her husband Ferdinand R. Baare," with amendment.

Mr. Crump, from the committee on the Militia, reported the resolution, voting a Sword to Captain Hamilton L. Shields, of the United States Army, without amendment.

The bill, " Divorcing Mary A. E. Roberts from her husband Nathaniel G. Roberts," was read the third time and passed. Ayes 15. Noes 10.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Horner, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Barbee, Daniel, Carrington, Opie, French, Harvey, Grantham, Cowen, Crump, Thompson of D., Thomas, West and Ward—15.

Noes—Messrs. Tribble, Horner, Kinney, Isbell, Pitts, Shackelford, Turner, Deneale, Catlett and Ambler—10.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, " Explanatory of an act passed the tenth day of March, 1849, concerning the Virginia regiment of Volunteers," was taken up, and read the third time, and on motion of Mr. Kinney, laid upon the table.

The following bills were read the third time and passed, viz : " Authorising the qualified voters of the town of Lynchburg to elect a Mayor for said town, and for other purposes ;" and, " Authorising the flour inspector for the town of Falmouth, to inspect flour at Ficklin's mill, in the county of Spottsylvania."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, " Authorising the Council of Norfolk City to enclose a part of Talbot street in said City," was taken up, read the third time, and, on motion of Mr Deneale, laid upon the table.

The bill, " Divorcing Eliza Jane Baare from her husband Ferdinand R. Baare," was taken up.

The amendment, reported by the committee, to add to the first section the words " but the said Ferdinand R. Baare, being the delinquent party, shall not have power, again, to Marry within this State," being read, and the question put thereupon, was adopted by the Senate.

The bill, as amended, was read the third time, and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The Resolution, voting a Sword to Captain Hamilton L. Shields, of the United States Army, was taken up, and read the third time.

On motion of Mr. Turner, the resolution was laid upon the table.

Mr. Shackelford, offered the following resolution.

Resolved, That the Senate will meet from and after to-day, at eleven o'clock, until otherwise ordered, and, on the question being put thereupon, was adopted by the Senate.

On motion of Mr. Tribble,

The Senate then adjourned until to-morrow, eleven o'clock.

FRIDAY, JANUARY 17, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, January 16, 1851.

The House of Delegates have adopted resolutions for returning to the State of Vermont, her resolutions "for the promotion of peace;" in which they request the concurrence of the Senate.

The said resolution was twice read, and, on the question put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "To incorporate the York River steam navigation and plank road company," with amendments, by way of substitute for the bill; and, on his motion, the bill and proposed substitute, were ordered to be printed.

The Speaker laid before the Senate, a communication from the Governor, covering certain resolutions relating to the Union, by the Convention to Revise the Constitution of New Hampshire, which being read, on motion of Mr. Deneale, was laid upon the table, and ordered to be printed.

The bill, "Authorising the Councils of Norfolk City, to enclose a part of Talbot street in said city," on motion of Mr. Crump, was taken up.

The amendment, proposed by the committee, 2d section, 1st line, after the word "that" insert the words "the councils of the city of Norfolk or," on the question put thereupon, was agreed to by the Senate.

The bill, as amended, was then read the third time, and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "For the relief of Thomas Fife," on motion of Mr. Ward, was taken up, and, on the question put thereupon, rejected by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Stanard, it was agreed that, when the Senate adjourn to-day, it will adjourn to meet on Monday next.

On motion of Mr. Edmiston, the 4th rule was suspended, and the vote, rejecting the bill, "For the relief of Thomas Fife," was reconsidered.

On motion of Mr. Tribble,

The Senate then adjourned until Monday next, eleven o'clock.



MONDAY, JANUARY 20, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, January 18, 1851.

The House of Delegates have adopted a Preamble and Resolutions requesting the Congress of the United States, to make a further appropriation of Script for satisfying Virginia land bounty warrants, and for ceding to the United States, the refuse lands in the Military district between the Scioto and Miami rivers in the State of Ohio: In which they request the concurrence of the Senate.

The said Resolution being read, on motion of Mr. Barbee, was laid upon the table.

Mr. Daniel, from the Committee of Claims, reported the bill, "For the relief of Jonathan Kay and others, Securities of William B. Manning, late sheriff of Norfolk county," without amendment.

The Speaker laid before the Senate, a communication from the Governor, covering "An authenticated copy of an act of the General Assembly of the State of South Carolina, to provide for the appointment of Deputies to a Southern Congress, and to call a convention of the people of that State," passed December 20, 1850.

The bill, "For the relief of Jonathan Kay and others, securities of William B. Manning, late sheriff of Norfolk county," was taken up, and read the third time, and, on motion of Mr. Daniel, laid upon the table.

The bill, "For the relief of Thomas Fife," was taken up, as the unfinished business of Friday last, and, on motion of Mr. French, laid upon the table.

On motion of Mr. Opie,

The Senate then adjourned until to-morrow, eleven o'clock.



TUESDAY, JANUARY 21, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, January 20, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act divorcing Eliza Jane Baare from her husband Ferdinand B. Baare;" and, "An act authorising the Councils of Norfolk City to enclose a part of Talbot street, in said city."

Mr. Stanard, from the Committee of General Laws, reported the bill, "For the relief of the legatees of James Parker, deceased," with amendment.

The amendment reported by the committee, being twice read, on the question put thereupon, was agreed to by the Senate, and is as follows: in the second line strike out the word "where" and insert the words "in a suit to which."

The bill, as amended, was read the third time, and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Edmiston from the joint committee on the library, made a report, which, on motion of Mr. Deneale, was laid upon the table.

Mr. Opie, from the committee appointed to examine the Clerk's office of the Senate, made a report, which, on his motion, was laid upon the table.

Mr. Stanard, offered the following resolution:

Resolved, That a Select Committee be appointed, to consist of members, whose duty it shall be to take into consideration, the communication recently received from the State of South Carolina, and who shall be authorised to act on the subject referred to them, either separately, or jointly, with a committee appointed by the House of Delegates.

On motion of Mr. Carlile,

The resolution was laid upon the table.

On motion of Mr. Turner,

The Senate then adjourned until to-morrow, eleven o'clock.

WEDNESDAY, JANUARY 22, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, January 21, 1851.

The House of Delegates have passed a bill, entitled, "An act to amend the charter of the Danville toll bridge company."

And have adopted a resolution authorising the Board of Public Works to designate the place for the meeting of the Board: In which bill and resolution they request the concurrence of the Senate.

The bill, "To amend the charter of the Danville toll bridge company," was read the first and second times, and committed to the Committee of Internal Improvement.

The said resolution, was twice read, and, on motion of Mr. Woods, laid upon the table.

On motion of Mr. Woods, the Committee of General Laws, was discharged from the further consideration of the bill, "For the relief of Hannah D. Taylor, and, the said bill was Committed to the Committee of Claims.

On motion of Mr. Woods,

The Committee of Claims have leave to sit during the session of the Senate.

The bill, "Authorising three Justices of the Peace to hold a court for the corporation of Norfolk; and for the corporation of Lynchburg," on motion of Mr. Crump, was taken up, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Crump, offered the following resolution:

Resolved, That when the Senate adjourn on Saturday next, it will adjourn to meet again on Thursday the 30th instant, at 11 o'clock. Ayes 7. Noes 12.

The ayes and noes, upon the said resolution, being required by Mr. Cowen, seconded by Mr. Turner, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Triple, Daniel, Isbell, Crump, Thompson of D. and Thomas—7.

Noes—Messrs. Rives, Woods, Horner, Tate, French, Turner, Deneale, Grantham, Cowen, Catlett, West and Ward—12.

Mr. Daniel, from the Committee of Claims, reported the bill, "For the relief of Hannah D. Taylor," with an amendment.

The amendment proposed by the committee, was twice read, as follows, strike out all after the word "Assembly" and insert "that the superintendent of the school commissioners in Bedford county, be and he is hereby authorised and required to pay to Hannah D. Taylor of said county, out of the quota of the present year, the sum of forty eight dollars and forty-four cents, due her for the tuition of poor children, regularly entered by the school commissioners of said county, which sum, she failed to collect, through ignorance of the provisions of the law regulating the payment of such claims," and on the question put thereupon, adopted by the Senate.

The bill, as amended, was read the third time, and passed.

On motion of Mr. Woods, the 29th rule was suspended so far as relates to the said bill.

Ordered, That Mr. Woods inform the House of Delegates thereof, and request their concurrence in the amendment.

On motion of Mr. Thomas,

The resolutions on the subject of Revolutionary Claims, were taken up, and agreed to as follows :

1. *Resolved*, That our Senators in Congress be instructed, and our Representatives requested, to use their best efforts for the passage of a law making a further appropriation of script for the satisfaction of the outstanding Virginia land bounty warrants for military services in the War of the Revolution.

2. *Resolved*, That in the event of such appropriation, Virginia ought to cede to the United States, the refuse lands in the military district between the Scioto and Miami rivers in the State of Ohio ; and that on the happening of such event, the Governor of this Commonwealth be required to execute the proper deeds of cession.

3. *Resolved*, That the Governor of this Commonwealth be requested to transmit to each of our Senators and Representatives in Congress, a copy of this report and accompanying resolutions and documents.

On motion of Mr. Thomas, the 29th rule was suspended, so far as relates to the said resolutions.

Ordered, That Mr. Thomas inform the House of Delegates thereof.

The resolution authorising the Board of Public Works to designate the place for the meeting of the Board, on motion of Mr. Woods, was taken up, and, on his motion, amended, by inserting after the word "elsewhere" the words, "in the Capitol of the State."

The resolution, as amended, was then read, and agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following message was received from the House of Delegates by Mr. Stovall :

Mr. Speaker,—The House of Delegates have passed the bill, "Concerning the reassessment of the lands of this Commonwealth:" In which they request the concurrence of the Senate.

The said bill, being handed in, was read the first and second times, and committed to the Committee of General Laws.

On motion of Mr. Catlett,

The Senate then adjourned until to-morrow, eleven o'clock.

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THURSDAY, JANUARY 23, 1851.

The following communication was received from the House of Delegates by their Clerk: *In the House of Delegates, January 22, 1851.*

The House of Delegates agree to the amendment proposed by the Senate to the bill, entitled, "An act for the relief of Hannah D. Taylor."

Mr. Denale, from the Committee of Internal Improvement, reported the bill, "To amend the charter of the Danville toll bridge company," without amendment.

The said bill was read the third time, and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Edmiston, from the Committee of General Laws, reported the bill, "Concerning the reassessment of the lands of this Commonwealth," without amendment.

The said bill was read the third time, and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, eleven o'clock.



FRIDAY, JANUARY 24, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, January 23, 1851.

The House of Delegates have passed a bill, entitled, "An act suspending the provisions of the forty-second section of the thirty-eighth chapter of the Code of Virginia, for a limited time." In which they request the concurrence of the Senate.

The bill, "Suspending the provisions of the forty-second section of the thirty-eighth chapter of the Code of Virginia, for a limited time," was read the first and second times, and committed to the Committee of General Laws.

On motion of Mr. Carlile,

The Senate then adjourned until to-morrow, eleven o'clock.



SATURDAY, JANUARY 25, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, January 24, 1851.

The House of Delegates agree to the amendment proposed by the Senate to the bill, entitled, "An act for the relief of the legatees of James Parker, deceased."

On motion of Mr. Deneale,

The Senate then adjourned until Monday next, eleven o'clock.



MONDAY, JANUARY 27, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, January 25, 1851.

The House of Delegates agree to the amendment proposed by the Senate to the resolution authorising the Board of Public Works to designate the place for the meeting of the Board.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, eleven o'clock.

TUESDAY, JANUARY 28, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, January 27, 1851.

The House of Delegates have passed bills; entitled, "An act exempting free white male citizens above the age of fifty years, from working on the public highways, and for other purposes;" and, "An act to amend the fourth section, chapter one hundred and one, of the Code of Virginia:" In which they request the concurrence of the Senate.

The bill, "Exempting free white male citizens above the age of fifty years, from working on the public highways, and for other purposes," was read the first and second times, and committed to the Committee of General Laws.

The bill, "To amend the fourth section, chapter one hundred and one, of the Code of Virginia," was read the first and second times, and committed to the same committee.

On motion of Mr. Kinney,

The Senate then adjourned until to-morrow, eleven o'clock.

WEDNESDAY, JANUARY 29, 1851.

Mr. Carlile, from the Committee of General Laws, reported bills, entitled, "An act suspending the provisions of the forty-second section, of the thirty-eighth chapter, of the Code of Virginia, for a limited time;" "Exempting free white male citizens above the age of fifty years, from working on the public highways, and for other purposes;" and, "To amend the fourth section, chapter one hundred and one, of the Code of Virginia;" without amendment.

The Speaker laid before the Senate a communication from the Governor, covering one from Mr. A. Vattermare, in relation to a copy of the National Publication, "*La Galerie Nationale de Versailles*," sent in the name of the Prefect of the Seine and Municipal Council, of the City of Paris.

The Speaker, also, laid before the Senate, a communication from the Governor, enclosing a report of the Adjutant General, covering a report to him of the January examination of the Cadets, at the Virginia Military Institute;—The report of the Superintendent, and the report from the Professor of Chemistry, which, being read, on motion of Mr. Kinney, was laid upon the table, and five hundred copies ordered to be printed.

On motion of Mr. Kinney, the use of the Senate Chamber was granted to the Conversational Agricultural Club, this evening.

The bill, "Suspending the provisions of the forty-second section, of the thirty-eighth chapter, of the Code of Virginia, for a limited time," was taken up, and read the third time, and on motion of Mr. Woods, laid upon the table.

The bill, "Exempting free male white citizens above the age of fifty years, from working on the public highways, and for other purposes," was taken up, and read the third time.

On motion of Mr. Rives,

The said bill was postponed indefinitely. Ayes 22. Noes 1.

The ayes and noes, upon that motion, being required by Mr. Carlile, seconded by Mr. Rives, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Daniel, Carrington, Tate, French, Turner, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Ambler, Layne, West and Ward—22.

No—Mr. Carlile—1.

Ordered, That the bill be rejected.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To amend the fourth section, chapter one hundred and one, of the Code of Virginia," was taken up, and read the third time.

On motion of Mr. Carlile,

The said bill was laid upon the table.

On motion of Mr. Turner,

The Senate then adjourned until to-morrow, eleven o'clock.



THURSDAY, JANUARY 30, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, January 29, 1851.

The House of Delegates have adopted a resolution for mounting artillery for a company attached to the 97th regiment: In which they request the concurrence of the Senate.

The said resolution being twice read, on the question put thereupon, was agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, eleven o'clock.



FRIDAY, JANUARY 31, 1851.

On motion of Mr. Lane,

The Senate then adjourned until to-morrow, eleven o'clock.



SATURDAY, FEBRUARY 1, 1851.

On motion of Mr. Opie,

The report of the committee to examine the Clerk's office, was taken up and adopted, as follows:

The committee to examine the Clerk's office, have attended to the duty imposed upon them by the 44th rule of the Senate, and beg leave to submit the following report:—

The books are chronologically arranged, the papers properly filed, labelled and put away in the presses, and in a state of preservation. They hereto annex a list of the books in the office, so that any loss which may occur, during the year, may be detected.

1 Volume of Statutes, Charles II,—Ann,—George I. and George II, from 1661 to 1768.

Journal of Virginia Convention, 1775 and '76.

Ordinances of Virginia. Convention, 1775 and '76.

Ordinance of 1775, and Acts 1779, '80 and '81.

Continuous Journal of the Senate from 1791 to 1850.

Journal of the House of Delegates, 1798, '99 and 1800, '10, '11, '12 and from 1833 to 1850.

Acts of Assembly, 1777, '78, 79, 80, '81, '82, '83, '84, '85, '86, and from '87 to '92, '93, '94,, and Revised Code of 1794.

13 Vols. of Hening's Statutes at Large, and 3 Vols. of Continuation. Acts from 1796 to 1802.

Acts of 1803, '4, '5 and '6.

Acts from 1806 to 1850—Except Acts of 1845, '6.

Revised Code of 1803 and 1814.

5 Sets of Revised Code of 1819, and 4 Supplements to Revised Code.

Tucker's Blackstone, Bacon's Abridgement.

Washington's Reports, 2 vols.

Call's Reports, 3 vols.

Henning's and Munford's Reports, 4 vols.

Laws of the United States, 11 vols.

Journal of United States Senate, 3d session.

Journal of United States Senate, from 1795 to 1802.

Journal of the House of Representatives, from 1793 to 1802, except volumes 1796, 1797.

Proceedings of the Board of Public Works, 5 vols.

5 Copies of the Code of Virginia.

HIEROME L. OPTIE,
WILLIAM H. FRENCH,
JAMES G. WEST.

On motion of Mr. Deneale,

The resolution requiring the first Auditor to furnish the commissioners of the revenue with printed forms for their land and property books, was taken up and read, and, on the question put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Deneale,

The Senate then adjourned until Monday next, eleven o'clock.

—DOOR—

MONDAY, FEBRUARY 3, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 1, 1851.

The House of Delegates have passed a bill, entitled, "An act amending the act concerning the Petersburg Gas Light company, passed December 18, 1839:" In which they request the concurrence of the Senate.

The bill, "Amending the act concerning the Petersburg Gas Light company, passed December 18, 1839," was read the first and second times, and committed to the Committee of General Laws.

On motion of Mr. Woods,

The Senate then adjourned until to-morrow, eleven o'clock.

TUESDAY, FEBRUARY 4, 1851.

The following communication was received from the House of Delegates by their Clerk: *In the House of Delegates, February 3, 1851.*

The House of Delegates have adopted a preamble and resolution relative to the Wire Suspension Bridge over the Ohio river, at the City of Wheeling; and, a resolution for a survey and location of the Gilmer, Ripley, and Ohio turnpike: In which they request the concurrence of the Senate.

The preamble and resolution relative to the Wire Suspension Bridge over the Ohio river, at the City of Wheeling, being twice read, on motion of Mr. Carlile, was laid upon the table.

The resolution for a survey and location of the Gilmer, Ripley, and Ohio turnpike, being twice read, on motion of Mr. Deneale, was committed to the committee of Internal Improvement.

On motion of Mr. Rives,

The Committee of General Laws was discharged from consideration of the bill, "Amending the act concerning the Petersburg Gas Light company, passed December 18, 1839," and it was committed to a special committee, and the said committee had leave to sit, during the session of the Senate.

Ordered, That Messrs. Rives, Tribble and Isbell, be said committee.

The bill, "To amend the fourth section, chapter one hundred and one, of the Code of Virginia," on motion of Mr. Stanard, was taken up, and amended, by striking out the word "fifteenth" where it first appears in the 2d line, and inserting the word "first" in lieu thereof, and, on the question being put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Rives, from the committee to whom was committed the bill, "Amending the act concerning the Petersburg Gas Light company, passed December 1839," reported the same with amendment, by way of substitute for the bill, as follows:

"Be it enacted by the General Assembly, That the act passed the ninth of March, one thousand eight hundred and forty-one, and the act of the 18th of December, one thousand eight hundred and forty-nine, concerning "The Petersburg Gas Light company," be so amended, as to authorise a capital stock of not less than twenty thousand, nor more than one hundred and twenty thousand dollars, in shares of twenty-five dollars each, instead of the capital stock authorised by either of the acts above recited.

"Be it further enacted, That in addition to the commissioners appointed under the act of the ninth of March, one thousand eight hundred and forty-one, to open books of subscription of the stock, William Tench, William E. Hinton, Alfred Wherry, Charles Corbing, John N. Patterson, George W. Bolling, or any three of them, are hereby appointed for said purpose.

"This act shall be in force from its passage."

The question being put upon the amendment, proposed by the committee, it was adopted by the Senate.

The question was then put upon the bill, as amended, and passed.

On motion of Mr. Rives,

The title was amended, so as to read, "An act amending the acts, concerning the Petersburg Gas Light company, passed the 9th March, 1841, and 18th December, 1849."

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence therein.

Mr. Barbee, from the Joint Committee appointed to examine the Treasurer's accounts, presented a report, which on motion of Mr. Crump, was laid upon the table.

On motion of Mr. Turner,

The Senate then adjourned until to-morrow, eleven o'clock.

—*—*—*—

WEDNESDAY, FEBRUARY 5, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, February 4, 1851.

The House of Delegates have passed bills, entitled, "An act to amend the eleventh section, of chapter 108, of the Code of Virginia;" and, "An act authorising the Valley turnpike company, to suspend the declaration of dividends out of the revenues of said company, until its liabilities are fully paid and discharged."

And have adopted a resolution authorising the Public Printer to dispose of certain copies of the Code of Virginia: In which bills and resolution they request the concurrence of the Senate.

The bill, "To amend the eleventh section, of chapter 108, of the Code of Virginia," was read the first and second times, and committed to the Committee of General Laws.

The bill, "Authorising the Valley turnpike company, to suspend the declaration of dividends out of the revenues of said company, until its liabilities are fully discharged," was read the first and second times, and committed to the Committee of Internal Improvement.

The resolution authorising the Public Printer to dispose of certain copies of the Code of Virginia," was twice read, and on motion of Mr. Deneale, laid upon the table.

Mr. Deneale, from the Committee of Internal Improvement, reported the resolution for a survey and location of the Gilmer, Ripley, and Ohio turnpike without amendment.

On motion of Mr. Edmiston,

The resolution was laid upon the table.

The bill, "Explanatory of an act passed the tenth day of March, 1849, concerning the Virginia regiment of volunteers," on motion of Mr. Crump, was taken up.

Mr. Crump moved to amend the bill, pending which; on motion of Mr. Kinney, the bill was laid upon the table.

On motion of Mr. Crump,

The Senate then adjourned until to-morrow, eleven o'clock.

THURSDAY, FEBRUARY 6, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 5, 1851.

The House of Delegates have passed a bill, entitled, "An act authorising a subscription on behalf of the State, to the stock of the Manassa's Gap rail road company : " In which they request the concurrence of the Senate.

The bill, "Authorising a subscription on behalf of the State, to the stock of the Manassa's Gap rail road company," was read the first and second times, and committed to the Committee of Internal Improvement.

Mr. Daniel, from the Committee of Claims, reported the bill, "For the relief of Jesse Timms," without amendment.

Mr. Ambler, from the Committee of General Laws, reported the bill, "To amend the eleventh section, of chapter 108, of the Code of Virginia," without amendment.

The bill, "For the relief of Jesse Timms," was taken up, and read the third time, and, on motion of Mr. Daniel, laid upon the table.

On motion of Mr. Barbee,

The report of the Joint Committee to examine the Treasurer's accounts, was taken up, read and agreed to by the Senate, as follows :

January 30, 1851.

The Joint Committee of the Senate and House of Delegates, to examine the Treasurer's accounts, have performed that duty, and now submit the following report to their respective Houses.

The vouchers of the Treasurer, both of receipts and disbursements, into and out of the treasury, on the orders and warrants issued by the 1st and 2d Auditors, have been carefully examined and compared with the entries in the journals of his office, and found to agree. The additions were also made and found correct.

The Joint Committee, pursuing the course of former committees, of testing the Treasurer's balances after the close of the fiscal year, and as near as practicable, up to the time of completing their examination, addressed letters of inquiry (copies of which are herewith communicated) to each of the Auditors, for statements, showing what amount of money was in the treasury on the mornings of the 1st October, 1850, and 15th January, 1851, to the debit of the Treasurer, and to each of the Presidents of the deposite banks, for the amount actually in bank at that time, to the credit of the Treasurer of the Commonwealth.

The statements furnished by the 1st and 2d Auditors, exhibit a balance on the morning of the 15th January, 1851, of one hundred and forty-six thousand nine hundred and sixteen dollars 87 cents, to the credit of the following accounts, to wit :

| | |
|------------------------|---------------|
| Commonwealth, | \$ 31,620 81 |
| Literary Fund, | 48,112 71 |
| Board of Public Works, | 67,183 35 |
| | <hr/> |
| | \$ 146,916 87 |
| | <hr/> |

The answers received from the Presidents of the deposite banks, herewith also submitted, show the amount on deposite, to the credit of the Treasurer, on the morning of the 15th January, 1851, as per annexed statement (in which is embraced the amount on deposite in bank, as per Treasurer's books,) viz :

| | <i>Bank of Va.</i> | <i>Farmers Bk.</i> | <i>Exchange Bk</i> | <i>Totals.</i> |
|------------------------|--------------------|--------------------|--------------------|----------------|
| Bank Statements, | 71,150 24 | 16,282 85 | 70,754 28 | 168,187 37 |
| Treasury Office Books, | 70,581 71 | 13,895 47 | 62,514 69 | 146,991 87 |
| Difference, | 568 53 | 2,387 38 | 8,239 59 | 11,195 50 |

The above statement gives an excess in the banks, of eleven thousand one hundred and ninety-five dollars 50 cents in favor of the Treasurer, which is accounted for, by the checks of the Treasurer issued prior to and not paid at bank on the morning of the 15th January, 1851, also, certificates of deposites paid into bank and not returned to the treasury office.

The following statement, from the books of the Treasurer, shows the amount to the credit of the following accounts, on the mornings mentioned below, viz :

| | <i>1st Oct. 1850.</i> | <i>15th Jan', 1851.</i> |
|------------------------|-----------------------|-------------------------|
| Commonwealth, | 39,560 94 | 31,620 81 |
| Literary Fund, | 40,214 57 | 48,112 71 |
| Board of Public Works, | 113,368 20 | 67,258 35 |
| | \$ 193,143 71 | 146,991 87 |

In conclusion, the Joint Committee take pleasure in bearing testimony to the neatness, good order, and system with which the books and accounts of the Treasury Department are kept.

The committee recommend, on the suggestion of the *Treasurer*, that the salary of the Chief Clerk in this department, be placed upon the same footing with the Chief Clerk in the 1st and 2d Auditor's office, and, also, that the salary of the 2d Clerk be increased fifty dollars, so as to make his compensation the same as allowed by law to the 2d Clerk in the 2d Auditor's office.

G. T. BARBEE,
C. C. Senate.

B. E. HARRISON,
C. C. H. Delegates.

Committee Room, Treasury Department,
16th January, 1851.

SIR,—The undersigned, Chairmen of the Joint Committee to examine the Treasurer's accounts, respectfully request that you will furnish us with a statement, showing the amount of money in the bank, over which you preside, to the credit of the Treasurer of the Commonwealth, on the mornings of the 1st October last, and the 15th instant.

Very respectfully, yours, &c.

G. T. BARBEE, C. C. S.
B. E. HARRISON, C. C. H. D.

To
James Caskie, Esq.
President Bank of Va

Bank of Virginia, *Richmond*, 16th January, 1851

G. T. Barbee, Esq., C. C. Senate,
B. E. Harrison, Esq., C. C. H. D.

Gentlemen,—I have to state in reply to the inquiry in yours of this date, that the amount of money in this bank, to the credit of the Treasurer of the Commonwealth, on the morning of the 1st October last, was \$60,610 85, and on the morning of the 15th instant, \$71,150 24.

Yours, respectfully,

JAMES CASKIE, *President*.

Committee Room, Treasury Department,
January 16th, 1851.

SIR,—The undersigned, Chairmen of the Joint Committee to examine the Treasurer's office, respectfully request that you will furnish us with a statement, showing the amount of money in the bank, over which you preside, to the credit of the Treasurer of the Commonwealth, on the mornings of the 1st October last, and the 15th instant.

Very respectfully, yours, &c.

G. T. BARBEE, C. C. S.
B. E. HARRISON, C. C. H. D.

To
William H. Macfarland, Esq.
President Farmers Bank of Va.

Farmers Bank of Va
January 17, 1851.

Gentlemen,—I have the honor to report in reply to your note of yesterday, that there was at the credit of the Treasurer of the Commonwealth, in this bank, on the morning of the 1st October last, \$54,453 52, and on the morning of the 15th instant, \$16,282 85.

Very respectfully, your obedient servant,

WILLIAM H. MACFARLAND, *President*.

G. T. Barbee, Esq. }
B. E. Harrison, Esq. } *Chairmen.*

Committee Room, Treasury Department,
16th January 1851.

SIR,—The undersigned, Chairmen of the Joint Committee to examine the Treasurer's accounts, respectfully request that you will furnish us with a statement, showing the amount of money in the bank, over which you preside, to the credit of the Treasurer of the Commonwealth, on the mornings of the 1st October last, and the 15th instant.

Very respectfully, yours, &c.

G. T. BARBEE, C. C. S.

B. E. HARRISON, C. C. H. D.

To

John C. Hobson, Esq.

President Exchange Bank of Va., Richmond.

Office Discount and Deposite of the Exchange Bank of Va.
Richmond, 17th January, 1851.

Gentlemen,—In reply to your inquiry of yesterday, I answer, that the amount to the credit of the Treasurer of the Commonwealth of Virginia, in this office, was, on the 1st day of Oct. last in the morning, \$ 78,214 18, and on the 15th instant, \$ 70,754 28.

Very respectfully,

To

J. C. HOBSON, *President.*

Messrs. G. T. Barbee, C. C. S.

B. E. Harrison, C. C. H. D.

Committee Room, Treasury Department,
16th January, 1851.

SIR,—We respectfully request that you will furnish us with a statement, exhibiting how much money has been paid into and out of the treasury, through your office, between the 30th day of September last, and the morning of the 15th instant.

Very respectfully, yours, &c.

G. T. BARBEE, C. C. S.

B. E. HARRISON, C. C. H. D.

To

Robert Johnston, Esq.

Auditor Public Accounts.

Auditor's Office,
Richmond, January 27, 1851.

To G. T. Barbee, Esq. C. C. S., and
B. E. Harrison, C. C. H. D.

Gentlemen,—I have the honor of furnishing you in answer to your communication of the date of the 15th of this month, "a statement, showing the amount paid into the treasury per receipts returned to this office, and the amount of warrants drawn thereon, through this office, from the 1st of October, 1850, to the 14th January, 1851, both inclusive."

I am, with high respect, your obedient servant,

ROBERT JOHNSTON,
First Auditor.

A statement showing the amount paid into the treasury, per receipts returned to this office, and the amount of warrants drawn thereon, through this office, from the 1st October, 1850, to the 14th January, 1851, both inclusive.

| | |
|---|--------------|
| Balance against the Treasurer in the 1st October, 1850, per annual report, | \$39,560 94 |
| Amount paid in October, 1850, | 88,559 70 |
| ditto November, 1850, | 32,304 66 |
| ditto December, 1850, | 449,944 32 |
| ditto from the 1st to the 14th January, 1851, inclusive, | 53,723 45 |
| | <hr/> |
| | \$664,093 07 |
| Amount of warrants issued in October, 1850, | \$70,211 42 |
| ditto in November, 1850, | 64,274 92 |
| ditto in December, 1850, | 242,875 79 |
| ditto from 1st to 14th January, 1851, inclusive, | 255,929 34 |
| | <hr/> |
| | 633,291 47 |
| Add warrant, No. 5,348, issued prior to the 1st October, 1850, and paid in that month, | 75 |
| | <hr/> |
| | 633,292 22 |
| Deduct sundry warrants issued between the 1st October, 1850, and the 14th January, 1851, inclusive, which appear by the Treasurer's cash book to have been unpaid on the morning of the 15th January, 1851, per list annexed, | 819 96 |
| | <hr/> |
| Balance 15th January, 1851, | \$31,620 81 |

JOSEPH JACKSON,
Clerk of Accounts.

Auditor's Office, 25th January, 1851.

| | | | | | |
|-----------|--------|-------------|--------|-------------|----------|
| No. 1658, | 3 50 | Brought up, | 262 04 | Brought up, | 618 02 |
| 1659, | 25 00 | No. 2215, | 3 00 | No. 2524, | 25 00 |
| 1905, | 72 00 | 2216, | 140 00 | 2697, | 90 00 |
| 1906, | 17 55 | 2262, | 31 00 | 2698, | 10 00 |
| 1907, | 34 37 | 2263, | 10 00 | 2699, | 15 00 |
| 1908, | 26 59 | 2467, | 10 91 | 2700, | 3 50 |
| 2022, | 1 00 | 2468, | 20 00 | 2719, | 2 79 |
| 2070, | 45 00 | 2469, | 50 00 | 2720, | 53 00 |
| 2071, | 15 98 | 2521, | 30 00 | 2721, | 2 65 |
| 2213, | 1 05 | 2522, | 37 51 | | |
| 2214, | 20 00 | 2523, | 23 56 | | |
| Forward, | 262 04 | Forward, | 618 02 | | \$819 96 |

Committee Room, Treasury Department, 16th January, 1851.

SIR,—We respectfully request that you will furnish us with a statement, exhibiting how much money has been paid into and out of the treasury, through your office, between the 30th day of September last, and the morning of the 15th instant. Very respectfully, yours, &c.

G. T. BARBER, C. C. S.

B. E. HARRISON, C. C. H. D.

To

James Brown, Jr. Esq. 2d Auditor.

Second Auditor's Office, 20th January, 1851.

Gentlemen,—In compliance with your request, I transmit a statement of the receipts and disbursements of this office, from the 1st Oct. 1850, to the morning of the 15th January, 1851.

With great respect, your obedient servant,

JAMES BROWN, Jr. 2d Auditor.

To Messrs. Barber and Harrison, Esqrs.

Committee.

STATEMENT

Exhibiting how much money on all accounts, has been paid in and out of the treasury, on the warrants of the Second Auditor, between the 1st October, 1850, and the morning of the 15th January, 1851.

| | <i>Literary Fund.</i> | <i>Bd. P. Works.</i> | <i>Totals.</i> |
|--|-----------------------|----------------------|----------------|
| Balances in the Treasury 1st October, 1850, | 40,214 57 | 113,368 20 | 153,582 77 |
| Received in October, November, December, 1850, up to the 15th January, 1851, | 50,056 85 | 555,022 22 | 605,079 07 |
| Disbursed during the same period, | 90,271 42 | 668,390 42 | 758,661 84 |
| | 42,158 71 | 601,207 07 | 643,365 78 |
| Balances remaining on hand on the morning of 15th January, 1851, | \$ 48,112 71 | \$ 67,183 35 | \$ 115,296 06 |

E. E.
Second Auditor's Office, 20th January, 1851.

THOMAS H. DEWITT,
First Clerk.

On comparing with the books of the Treasury Office, I find that warrant No. 342 for \$ 75, issued on the 13th January, 1851, was not paid until after the morning of the 15th instant, which amount, when added to \$ 67,183 35, will make the balance in the Treasury Office, \$ 67,258 35.

THOMAS H. DEWITT, *1st Clerk.*

The bill, "To amend the eleventh section of chapter 108, of the Code of Virginia," was taken up, read the third time, and, on motion of Mr. Ambler, laid upon the table.

The resolution for a survey and location of the Gilmer, Ripley, and Ohio turnpike," on motion of Mr. Edmiston, was taken up and read, and, on the question put thereupon, rejected by the Senate. Ayes 9. Noes 13.

The ayes and noes, upon the agreement to the resolution, being required by Mr. Woods, seconded by Mr. Shackelford, were as follow :

Ayes—Messrs. Kinney, Tate, French, Grantham, Edmiston, Cowen, Thomas, West and Ward—9.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Barbee, Daniel, Carrington, Isbell, Shackelford, Opie, Turner, Crump, Thompson of D., and Catlett—13.

On motion of Mr. Shackelford,

The Senate then adjourned until to-morrow, eleven o'clock.

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FRIDAY, FEBRUARY 7, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 6, 1851.

The House of Delegates have passed a bill, entitled, "An act authorising and requiring the Board of Public Works to subscribe three-fifths of eight hundred thousand dollars, to the capital stock of the South Side railroad.

And have adopted a resolution for the appointment of a Joint Committee to test the utility of the plan of James S. French, for constructing railroads : In which bill and resolution, they request the concurrence of the Senate.

The bill, "Authorising and requiring the Board of Public Works to subscribe three-fifths of eight hundred thousand dollars, to the capital stock of the South Side railroad," was read the first and second times, and committed to the Committee of Internal Improvement.

The resolution for the appointment of a Joint Committee to test the utility of the plan of James S. French for constructing railroads, being twice read, on motion of Mr. Ambler, was committed to the same committee.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "Authorising a subscription on behalf of the State to the Manassas' Gap railroad," without amendment.

Mr. Thompson of A., presented sundry memorials and petitions of the citizens of Amherst county for and against the bill, "To incorporate the Amherst county turnpike company."

On motion of Mr. Thompson of A.,

The said memorials were laid upon the table, and the bill and memorials ordered to be printed.

The bill, "For the relief of Thomas Fife," on motion of Mr. Ward, was taken up, and, on motion of Mr. Thompson of A., laid upon the table.

Mr. Isbell presented two memorials from the citizens of Amherst county, in favor of the bill, "To incorporate the Amherst county turnpike company," which, on his motion, were laid upon the table, and ordered to be printed.

The bill, "Authorising a subscription on behalf of the State, to the Manassas' Gap railroad," was taken up and read the third time.

Mr. Thompson of A., moved that the bill be laid upon the table. Ayes 13. Noes 16.

The ayes and noes, upon that motion, being required by Mr. Shackelford, seconded by Mr. Opie, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carrington, Isbell, Shackelford, Opie, Stanard, Crump, Thompson of D., Catlett, Ambler and Layne—13.

Noes—Messrs. Rives, Woods, Tribble, Horner, Barbee, Daniel, Tate, French, Turner, Harvey, Deneale, Grantham, Cowen, Thomas, West and Ward—16.

Mr. Shackelford, moved that the bill be indefinitely postponed, pending which, on motion of Mr. Kinney,

The Senate then adjourned until to-morrow, eleven o'clock.

—♦♦♦♦♦—

SATURDAY, FEBRUARY 8, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 7, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act amending the act concerning the Petersburg Gas Light company, passed December 18th, 1839;" and, "An act to amend the fourth section, chapter one hundred and one, of the Code of Virginia."

Mr. Denale, from the Committee of Internal Improvement, reported the bill, "Authorising and requiring the Board of Public Works, to subscribe three-fifths of \$ 800,000 to the stock of the South Side railroad," and, the resolution for the appointment of a Joint Committee to test the utility of the plan of James S. French, for constructing railroads, without amendment.

The bill, "Authorising a subscription on behalf of the State, to the stock of the Manassas' Gap railroad company," coming up as the unfinished business of yesterday, was, on motion of Mr. Ambler, informally passed by.

On motion of Mr. Ambler,

The resolution authorising the Public Printer to dispose of certain copies of the Code of Virginia, was taken up, and, on motion of Mr. Woods, laid upon the table.

The bill, "Authorising a subscription on behalf of the State, to the stock of the Manassas' Gap rail road company," was taken up. Mr. Shackelford withdrew his motion to postpone indefinitely.

Mr. Thompson of A., offered the following amendments to the bill.

Add the following new sections, to come in before the commencing clause:—

§ 4. That the second section, (except that part conferring corporate existence) all the third, fourth and eighth sections of the act to incorporate the Manassas' Gap railroad company, passed March 9th, 1850, be and the same are hereby repealed.

§ 5. That the said railroad company shall be subject to all the provisions of the Code of Virginia applicable to such company, in like manner as though its original charter had been granted since the commencement of said Code on the 1st July, 1850.

§ 6. Strike out the commencing clause and insert, "This act shall commence and take effect from and after its acceptance by a majority of the stockholders given in a general or called meeting of the company, assembled for the purpose, by a notice of the time and place of such meeting, published for thirty days in one or more newspapers in the City of Alexandria, and a like publication in the town of Winchester, and the acceptance certified within six months from the passage of this act, to the Board of Public Works.

Amend the title, by inserting after the words, "An act" the words "to amend the charter, and"

Mr. Carlile, moved to amend the amendment, by striking out the word "fourth" in the 4th section of the proposed amendment, which was agreed to by the Senate.

The amendments, as amended, on the question put thereupon, were agreed to by the Senate.

The question was then put upon the bill, as amended, and passed by the Senate, Ayes 19. Noes 11.

The ayes and noes, upon the passage of the bill, being required by Mr. Shackelford, seconded by Mr. Ambler, were as follow:

Ayes—Messrs. Rives, Woods, Thompson of A., Horner, Barbee, Carlile, Carrington, Tate, French, Turner, Harvey, Deneale, Grantham, Edmiston, Cowen, Thomas, Layne, West and Ward—19.

Noes—Messrs. Dennis, (Speaker,) Tribble, Daniel, Isbell, Shackelford, Opie, Stanard, Crump, Thompson of D., Catlett and Ambler—11.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

On motion of Mr. Crump,

The Senate then adjourned until Monday next, eleven o'clock.

MONDAY, FEBRUARY 10, 1851.

On motion of Mr. Thomas, the 29th rule was suspended so far as relates to the bill, "Authoring a subscription on behalf of the State, to the stock of the Manassas Gap railroad company."

Ordered, That Mr. Thomas inform the House of Delegates thereof, and request their concurrence in the amendments.

Mr. Carlile offered the following resolution :

Resolved, That from and after Thursday next; the Senate will meet at 10 o'clock, A. M.

On the question put thereupon, was rejected by the Senate.

The bill, "Authorising and requiring the Board of Public Works to subscribe three-fifths of eight hundred thousand dollars to the stock of the South Side railroad." was read the third time.

Mr. Thompson offered the following amendments :

1. Amend the 1st section by striking out the "fourth line and the fifth down to, and including the word Lynchburg," and in lieu of the words stricken out, insert the words, "Authorised by the act entitled, an act to increase the capital stock of the South Side railroad, and for other purposes, passed March 12, 1850."

2. Strike out the words "Be it enacted," in the second section of the bill, 1st line.

3. Strike out the words "Be it enacted," in the third section of the bill, 1st line.

4. After the word "time" 3d line 3d section, insert the word "such."

5. After the word "sums" in the 3d line 3d section, insert the words "of money."

6. After the word "necessary" in the 3d section, 4th line, strike out the balance of the section.

7. Strike out the words "Be it enacted," from the 1st line of the 4th section.

On the question being put upon the said amendments, they were agreed to by the Senate.

On the question being put upon the bill as amended it was passed by the Senate. Ayes 20. Noes 7.

The ayes and noes upon that question being required by Mr. Ambler, seconded by Mr. Pitts, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Horner, Barbee, Carlile, Daniel, Carrington, Isbell, Tate, French, Turner, Deneale, Cowen, Thompson, of D., Thomas, Layne, West and Ward—20.

Noes—Messrs. Tribble, Pitts, Opie, Harvey, Grantham, Catlett and Ambler.—7.

Mr. Deneale offered the following resolution,

Resolved, That from and after to-day the Senate will meet at ten o'clock; and on the question put thereupon was agreed to by the Senate.

On motion of Mr. Rives, the 29th rule was suspended so far as relates to the bill, "Authorising and requiring the Board of Public Works to subscribe three-fifths of eight hundred thousand dollars to the stock of the South Side Railroad."

Ordered, That Mr. Rives inform the House of Delegates thereof, and request their concurrence in the amendments.

The resolution for the appointment of a Joint Committee to test the utility of the plan of James S. French, for constructing railroads, was taken up, and, on motion of Mr. Catlett, indefinitely postponed. Ayes 17 Noes 11.

The ayes and noes, upon that question, being required by Mr. Pitts, seconded by Mr. Woods, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Horner, Barbee, Daniel, Carrington, Pitts, Opie, Stanard, Harvey, Grantham, Cowen, Catlett, Ambler and Thomas—17.

Noes—Messrs. Rives, Isbell, Tate, French, Turner, Deneale, Crump, Thompson of D., Layne, West and Ward—11.

Ordered, That the said resolution be rejected, and that the Clerk inform the House of Delegates thereof.

On motion of Mr. Isbell,

The Senate then adjourned until to-morrow, ten o'clock.

TUESDAY, FEBRUARY 11, 1851.

The following communication was received from the House of Delegates by their Clerk: *In the House of Delegates, February 10, 1851.*

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act authorising a subscription on behalf of the State to the Stock of the Manassas' Gap railroad company;" and, "An act authorising and requiring the Board of Public Works to subscribe three-fifths of eight hundred thousand dollars, to the capital stock of the South Side railroad.

And have passed a bill, entitled, "An act to incorporate the Northwestern Virginia railroad company:" In which they request the concurrence of the Senate.

The bill, "To incorporate the Northwestern Virginia railroad company," was read the first and second times, and committed to the Committee of Internal Improvement.

The Speaker laid before the Senate, a communication from the Governor, inclosing statements of the condition of the Bank of the Valley, and the Northwestern Bank of Virginia, on the 1st day of January last, and on the 1st day of January, 1851, which was laid upon the table, and ordered to be printed.

The report of the Joint committee on the Library, on motion of Mr. Edmiston, was taken up, and agreed to by the Senate, and ordered to be printed.

The "Preamble and Resolution relative to the Wire Suspension Bridge over the Ohio river, at the City of Wheeling," on motion of Mr. West, was taken up, and committed to the Committee of General Laws.

The bill, "Explanatory of an act, passed the tenth day of March, 1849, concerning the Virginia regiment of volunteers," on motion of Mr. Crump, was taken up, and the amendment, heretofore offered by him, withdrawn.

On motion of Mr. Thomas, the bill was laid upon the table.

The resolution authorising the Public printer, to dispose of certain copies of the Code of Virginia, on motion of Mr. Woods, was taken up,

and, on the question put thereupon, agreed to by the Senate. Ayes 23. Noes 5.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Opie, were as follow,

Ayes—Messrs. Dennis, (Speaker,) Rives, Tribble, Horner, Barbee, Carlile, Daniel, Isbell, Pitts, Shackelford, Tate, French, Turner, Deneale, Grantham, Edmiston, Cowen, Crump, Catlett, Ambler, Thomas, Layne and West—23.

Noes—Messrs. Woods, Thompson of A., Opie, Harvey and Thompson of D.—5.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Shackelford,

The Senate then adjourned until to-morrow, ten o'clock.



WEDNESDAY, FEBRUARY 12, 1851.

Mr. Deneale, from the Committee of Internal Improvement, reported the bills, "To incorporate the Northwestern Virginia railroad company," and, "Authorising the Valley turnpike company to suspend the declaration of dividends out of the revenues of said company, until its liabilities are fully paid and discharged," without amendment.

The bill, "To incorporate the Northwestern Virginia railroad company," was taken up and read the third time, and, on motion of Mr. Shackelford, laid upon the table.

Mr. Thomas offered the following resolution :

Resolved, That the Adjutant General be requested to report to the Senate the amount of money appropriated by the Legislature for the pay, subsistence, &c. of the Regiment of Virginia Volunteers in the war with Mexico. The amount received by the Officers thereof, and upon what account, discriminating between the sums disbursed under the Act of December 9th, 1846, and the Act of the 10th March, 1849—Also, the amount reimbursed by the United States to the State of Virginia on account of payments to the Virginia Volunteers, and that the First Auditor be requested to report to the Senate the amount outstanding upon the books of his office against the Officers of the Virginia Regiment of Volunteers, and upon what account said charges were made.

The bill, "Authorising the Valley turnpike company to suspend the declaration of dividends out of the revenues of said company, until its liabilities are fully paid and discharged," was taken up and read the third time, and, on motion of Mr. Deneale, laid upon the table.

The bill, "To incorporate the York River Steam Navigation and Plank-road company," on motion of Mr. Catlett, was taken up. The substitute reported by the Committee for the bill was read.

On motion of Mr. Tribble, the bill was laid upon the table.

Mr. Carrington offered the following resolution :

Resolved, That the use of the Senate Chamber be granted to the Richmond and Danville railroad company, at 4 o'clock this evening, and each successive day at the same hour, until their meetings are closed.

On motion of Mr. Woods,

The Senate then adjourned until to-morrow, ten o'clock.

THURSDAY, FEBRUARY 13, 1851.

The bill, "For the relief of Jesse Timms," on motion of Mr. Horner, and, on his motion, was again laid upon the table.

The bill, "To incorporate the Northwestern Virginia railroad," on motion of Mr. Carlile, was taken up.

The amendments offered by Mr. Thompson of A., were read as follow :

"For the purpose of preventing injurious competition for trade and travel on the road authorised by this act, and the Baltimore and Ohio railroad company, on so much of the road as lies between Wheeling and the junction of the two roads ; it is hereby expressly provided, that the Northwestern Virginia railroad company, shall not at any time transport over the said road either way, through travel or tonnage, at a lower aggregate charge than shall be, at the same time, charged either way, over the Baltimore and Ohio railroad between the points aforesaid : and a violation of the provisions of this section, shall be deemed a violation of the charter granted by this act."

And, on the question put thereupon, rejected by the Senate. Ayes 13. Noes 13.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Woods, were as follow :

Ayes—Messrs. Woods, Thompson of A., Horner, Carrington, Isbell, Pitts, Shackelford, French, Turner, Stanard, Ambler, Thomas and Layne—13.

Noes—Messrs. Tribble, Barbee, Carlile, Opie, Tate, Harvey, Deneale, Grantham, Edmiston, Cowen, Thompson of D., West and Ward—13.

The following message was received from the House of Delegates by Mr. Massie :

Mr. Speaker,—The House of Delegates have passed bills, "Authorising an increase of the capital stock of the Front Royal turnpike company ;" "Authorising the Board of Public Works to subscribe for three-fifths of the capital stock in the company already chartered for the improvement of the Rivanna river ;" and, "To authorise the superintendent of public buildings, to contract for the introduction of Gas into the Capital Square." In which bills they request the concurrence of the Senate.

Mr. Woods, moved that the bill, "To incorporate the Northwestern Virginia railroad," be indefinitely postponed ; pending which motion,

On motion of Mr. Woods,

The Senate then adjourned until to-morrow, ten o'clock.



FRIDAY, FEBRUARY 14, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 13, 1851.

The House of Delegates have passed bills, entitled, "An act making a further subscription on the part of the Commonwealth, to the capital stock of the North river navigation company ;" "An act to incorporate the South Branch bridge company ;" and, "An act for the relief of Isaac A. Goddin, and for other purposes : " In which they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the committee of Internal Improvement, viz: "Authorising an increase of the capital stock of the Front Royal turnpike company;" "Authorising the Board of Public Works to subscribe for three-fifths of the capital stock in the company already chartered for the improvement of the Rivanna river;" "Making a further subscription on the part of the Commonwealth, to the capital stock of the North river navigation company," and, "To incorporate the South Branch bridge company."

The bill, "To authorise the superintendent of public buildings, to contract for the introduction of Gas into the Capital Square," was read the first and second times, and committed to the Committee of General Laws.

The bill, "For the relief of Isaac A. Goddin, and for other purposes," was read the first and second times, and committed to the committee of Claims.

On motion of Mr. Deneale, the Committee of Internal Improvement, have leave to sit during the session of the Senate.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "Authorising the Board of Public Works to subscribe for three-fifths of the capital stock in the company already chartered for the improvement of the Rivanna river," without amendment.

The bill, "To incorporate the Northwestern Virginia railroad company," was taken up, as the unfinished business of yesterday. The question was taken, on the motion to postpone indefinitely, and decided in the negative. Ayes 3. Noes 19.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Carlile, were as follow:

Ayes—Messrs. Woods, Shackelford and Ambler—3.

Noes—Messrs. Rives, Triple, Horner, Barbee, Carlile, Carrington, Isbell, Opie, Tate, French, Turner, Harvey, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Thomas and West—19.

Mr. Thomas offered the following amendment, as modified by Mr. Woods, "*Provided*, That the company hereby incorporated, shall not avail itself of the privileges herein granted, until the Baltimore and Ohio railroad company shall, in general meeting, agree to convey passengers and freight in both directions between Harper's Ferry and the Ohio river, and the intermediate points, at the same rates per mile, as would be charged on the same passengers and freight if going the whole distance between Baltimore and the Ohio river, and intermediate points, *provided*, such intermediate points, be not less than twenty miles."

Mr. Barbee offered the following amendment, to the amendment:

"*Be it further enacted*, That within six months after the capital stock of the aforesaid Northwestern Virginia railroad company, shall have been subscribed, according to the provisions of this act, it is hereby expressly provided, that the stockholders of the Baltimore and Ohio railroad company, in general meeting, shall agree to convey passengers and freight in both directions, between Harper's Ferry and the Ohio river and intermediate points, at the same rates per mile, as would be charged on the same passengers and freight if going the whole distance between Baltimore and the Ohio river, and intermediate points, *provided*, such intermediate points be not less than one hundred miles."

On the question being put upon the said amendment, it was rejected by the Senate. Ayes 6. Noes 19.

The ayes and noes, upon that question, being required by Mr. Shackelford; seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Woods, Barbee, Shackelford, Stanard, Ambler, Thomas—6.

Noes—Messrs. Rives, Tribble, Thompson of A., Carlile, Carrington, Isbell, Opie, Tate, French, Turner, Harvey, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Layne, West and Ward—19.

On the question being put upon the amendment of Mr. Thomas, as modified by Mr. Woods, it was rejected by the Senate.

Mr. Thompson of A., offered the following amendment : “ And whereas it may hereafter be the policy of the State, to construct on State account, or authorise the construction of some other railroad or roads to connect the eastern and western parts of the State, and to strike the Ohio river at some point or points below the town of Parkersburg. And should such connection or connections be at any time hereafter made, a ruinous competition may arise for the trade and travel between the road authorised by this act, and the line or lines which may strike the river lower down ; to prevent which, the right is hereby expressly reserved to the Legislature, from time to time, equitably to adjust and prescribe the minimum of charges for the transportation of tonnage and travel over the road authorised by this act.”

On the question being put upon the said amendment, it was rejected by the Senate. Ayes 12. Noes 14.

The ayes and noes, being required upon the said amendment, by Mr. Deneale, seconded by Mr. Edmiston, were as follow :

Ayes—Messrs. Woods, Thompson of A., Isbell, Pitts, Shackelford, French, Turner, Stanard, Harvey, Ambler, Thomas and Layne—12.

Noes—Messrs. Rives, Tribble, Horner, Barbee, Carlile, Carrington, Opie, Tate, Deneale, Grantham, Edmiston, Cowen, Thompson of D. and West—14.

Mr. Stanard offered the following amendment :

“ *Provided*, That the railroad authorised to be constructed by this act, shall not extend south of the town of Parkersburg, or touch or approach the Ohio river below that point.”

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Deneale, were as follow :

Ayes—Messrs. Woods, Shackelford, French, Stanard and Ambler—5.

Noes—Messrs. Rives, Tribble, Thompson of A., Horner, Barbee, Carlile, Carrington, Isbell, Opie, Tate, Turner, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Layne, West and Ward—19.

On the question being put upon the passage of the bill, it was decided in the affirmative. Ayes 21. Noes 6.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Edmiston, were as follow :

Ayes—Messrs. Rives, Tribble, Horner, Barbee, Carlile, Carrington, Isbell, Opie, Tate, French, Turner, Harvey, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Thomas, Layne, West and Ward—21.

Noes—Messrs. Woods, Thompson of A., Pitts, Shackelford, Stanard and Ambler—6.

On motion of Mr. Carlile, the 29th rule was suspended so far as relates to the said bill.

Ordered, That Mr. Carlile inform the House of Delegates thereof.

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills, without amendment, viz: "Authorising an increase of the capital stock of the Front Royal turnpike company;" "Making a further subscription on the part of the Commonwealth, to the capital stock of the North river navigation company;" and, "To incorporate the South Branch bridge company."

Mr. Shackelford offered the following resolution:

Resolved, That the 2d Auditor report to the Senate, a statement containing a list of the Internal Improvement companies of the State, arranged in alphabetical order, and showing the termini and length of each improvement according to its charter, and the towns and counties through which the same may run, also, showing the amount of capital stock and the amount thereof held, or to be held, by the State in said companies, and which are organized, and which are not unorganized."

On motion of Mr. Shackelford,

The said resolution was laid upon the table.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow ten o'clock.



SATURDAY, FEBRUARY 15, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, February 14, 1851.

The House of Delegates have passed bills, entitled, "An act to construct a turnpike road from Weston to West Union;" "An act to incorporate the North River turnpike company;" and, "An act to increase the Capital Stock of the Williamsport turnpike company:" In which they request the concurrence of the Senate.

The bills, "To construct a turnpike road from Weston to West Union;" "To incorporate the North River turnpike company;" and, "To increase the Capital Stock of the Williamsport turnpike company," were read the first and second times, and committed to the Committee of Internal Improvement.

The bill, "Authorising the Board of Public Works to subscribe for three-fifths of the Capital Stock in the company already chartered for the improvement of the Rivanna River," was taken up and read the third time.

Mr. Thompson of A. offered an amendment, by way of substitute for the bill, and on the question put thereupon, it was agreed to by the Senate.

On the question being put upon the bill, as amended, it was passed by the Senate. Ayes 15—Noes 7.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Rives, were as follow:

Ayes—Messrs. Tribble, Thompson of A., Horner, Carrington, Isbell, Tate, French, Turner, Stanard, Deneale Grantham, Ambler, Thomas, Lanye and West—15.

News—Messrs. Rives, Woods, Carlile, Opie, Harvey, Cowen and Thompson of D.—7.

On motion of Mr. Thompson of A., the 29th rule was suspended, so far as relates to the said bill.

Ordered, That Mr. Thompson of A. inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Woods offered the following resolution :

Resolved, That on and after Tuesday next, the Senate will meet at eleven o'clock ; and, on the question put thereupon, it was agreed to by the Senate.

The bill, "Authorising an increase of the Capital Stock of the Front Royal turnpike company," was taken up and read the third time, and on motion of Mr. Carlile, laid upon the table.

Mr. Stanard, from the Committee of General Laws, reported the bill, "Authorising the Superintendent of Public Buildings to contract for the introduction of Gas into the Capitol Square," without amendment.

The bill, "Making a further subscription on the part of the Commonwealth to the capital stock of the North River Navigation company," was taken up and read the third time.

On motion of Mr. French, the bill was laid upon the table.

The bill, "To incorporate the South Branch bridge company," was taken up, read the third time, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Authorising the Superintendent of Public Buildings to contract for the introduction of Gas into the Capitol Square," was taken up and read the third time.

Mr. Deneale offered the following amendment after the words "Public Buildings" insert the word "thereon," and, on the question being put thereon, was agreed to by the Senate.

On the question being put upon the bill, as amended, it was passed by the Senate.

On motion of Mr. Stanard, the 29th rule was suspended, so far as relates to the said bill.

Ordered, That Mr. Stanard inform the House of Delegates thereof, and request their concurrence in the amendment.

On motion of Mr. Deneale,

The Senate then adjourned until Monday next, ten o'clock.



MONDAY, FEBRUARY 17, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 16, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act authorising the Board of Public Works to subscribe for three-fifths of the capital stock in the company already chartered for the improvement of the Rivanna river ;" and "An act to authorise the superintendent of public buildings, to contract for the introduction of Gas into the Public Square.

And have passed bills, entitled; "An act to increase the capital stock of the Sperryville and Rappahannock and Thornton's Gap turnpike companies;" "An act to incorporate the Berkeley and Hampshire turnpike company;" "An act to increase the capital stock of the Clarksburg and Buchanan turnpike company, and to change the terminus of their road;" "An act increasing the capital stock of the Guyandotte navigation company;" and, "An act to incorporate the West Union turnpike company;" In which several bills they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz: "To increase the capital stock of the Sperryville and Rappahannock and Thornton's Gap turnpike company;" "To incorporate the Berkeley and Hampshire turnpike company;" "To increase the capital stock of the Clarksburg and Buchanan turnpike company, and to change the terminus of their road;" "Increasing the capital stock of the Guyandotte navigation company;" and, "To incorporate the West Union turnpike company."

Mr. Layne offered the following resolution:

"Resolved, By the Senate that the Clerk be and he is hereby authorised to issue his certificate in favor of William McCauley, for the sum of two dollars per day, for his services as Page to this body from the commencement of the present session;" and, on the question being put thereupon, was agreed to by the Senate.

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills, without amendment, viz: "To construct a turnpike road from Weston to West Union;" and, "To incorporate the North river turnpike company."

The following bills were read the third time and passed by the Senate, viz: The bill, "To construct a turnpike road from Weston to West Union;" and, the bill, "To incorporate the North river turnpike company."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Authorising an increase of the capital stock of the Front Royal turnpike company," on motion of Mr. Barbee, was taken up, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Making a further subscription on the part of the Commonwealth, to the capital stock of the North river navigation company," on motion of Mr. French, was taken up, and, on the question being put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "For the relief of Jesse Timms," on motion of Mr. Horner, was taken up, and, on motion of Mr. Isbell, laid upon the table.

On motion of Mr. Thomas,

The Senate then adjourned until to-morrow, ten o'clock.

TUESDAY, FEBRUARY 18, 1861.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 17, 1861.

The House of Delegates have passed bills, entitled, "An act to incorporate the Potomac turnpike company;" "An act to incorporate the Simpson's Creek turnpike company;" "An act to increase the capital stock of the Junction Valley turnpike company, and to authorise the construction of a branch road;" "An act to amend an act, entitled, "An act authorising a subscription for the Commonwealth to the stock of the Virginia and Tennessee railroad company, passed March 6, 1849;" and, "An act to incorporate the Morgan and Frederick turnpike company:" In which they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz: "To incorporate the Potomac turnpike company;" "To incorporate the Simpson's Creek turnpike company;" "To increase the capital stock of the Junction Valley turnpike company, and to authorise the construction of a branch road;" "To amend an act, entitled, an act authorising a subscription for the Commonwealth to the stock of the Virginia and Tennessee railroad company, passed March 6, 1849;" and, "To incorporate the Morgan and Frederick turnpike company."

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills, without amendment, viz: "To increase the capital stock of the Williamsport turnpike company;" and, "To incorporate the Berkeley and Hampshire turnpike company."

The Speaker laid before the Senate a communication from the Executive committee of the State Agricultural Society, covering resolutions inviting the Speakers and Members of the General Assembly to attend the annual meeting of the society, commencing on Tuesday evening the 18th instant, in the Hall of the House of Delegates.

On motion of Mr. Deneale, the communication and accompanying papers, were laid upon the table.

The bill, "To increase the capital stock of the Williamsport turnpike company," was taken up, read the third time, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Berkeley and Hampshire turnpike company," was taken up, and read the third time.

On motion of Mr. Opie, the said bill was laid upon the table.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "To increase the capital stock of the Sperryville and Rappahannock and Thornton's Gap turnpike companies," without amendment.

The bill, "To increase the capital stock of the Sperryville and Rappahannock and Thornton's Gap turnpike company," was taken up, and read the third time, and on motion of Mr. Woods, laid upon the table.

On motion of Mr. Deneale,

The Senators from Alleghany and Logan, were added to the Committee of Internal Improvement.

The bill, "For the relief of Jesse Timms, on motion of Mr. Horner, was taken up, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Horner,

The Senate then adjourned until to-morrow, eleven o'clock.



WEDNESDAY, FEBRUARY 19, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, February 18, 1851.

The House of Delegates have passed bills, entitled, "An act authorising the subscribers to the increased capital stock of the Hampshire and Morgan turnpike company, to form a separate company;" "An act to change the rates of pilotage on certain vessels, and for other purposes;" and, "An act to establish a system of free schools in the county of Hanover:" In which they request the concurrence of the Senate.

The bill, "Authorising the subscribers to the increased capital stock of the Hampshire and Morgan turnpike company, to form a separate company," was read the first and second times, and committed to the Committee Internal Improvement.

The bills, "To change the rates of Pilotage on certain vessels, and for other purposes," and, "To establish a system of free schools in the county of Hanover," were read the first and second times, and committed to the Committee of General Laws.

The Speaker laid before Senate a communication from the Auditor of public accounts, covering the answer to the resolution of the Senate, of the 12th instant, in relation to the Virginia regiment of volunteers in the war with Mexico.

On motion of Mr. Barbee, the communication and accompanying documents, were laid upon the table, and two hundred copies thereof ordered to be printed.

The bill, "For the relief of Jonathan Kay and others, securities of William B. Manning late sheriff of Norfolk county," on motion of Mr. Crump, was taken up.

Mr. Woods moved to recommit the bill with instructions to report an amendment, that upon application of the parties to the Court of Appeals, the court may award them a writ of error or supersedeas upon the usual terms, if a case be made out which would warrant the said court in awarding such writ, if the case was between private individuals, notwithstanding the lapse of time since the rendition of the judgment complained of; and upon the decision of the court favorable to the appellants, the Auditor of public accounts, may issue his warrant upon the Treasurer in their favor, for the several amounts provided for in this bill, and no other or further sums.

On the question put thereupon, it was disagreed to by the Senate.

On the question being put upon the said bill, it was passed by the Senate. Ayes 17—Noes 8.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Horner, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Daniel, Isbell, Pitts, Opie, French, Grantham, Crump, Thompson of D., Catlett, Ambler, Thomas, Layne, West and Ward—17.

Noes—Messrs. Woods, Horner, Barbee, Carrington, Tate, Turner, Edmiston and Cowen—8.

Ordered, That the Clerk inform the House of Delegates thereof.

The Speaker laid before the Senate a communication from the State Agricultural Society, requesting the attendance of the Speaker and Members of the Senate, at their meeting.

On motion of Mr. Woods, the communication was laid upon the table.

Mr. Thomas, from the Committee of Internal Improvement, reported bills, entitled, "An act to increase the capital stock of the Clarksburg and Buchanan turnpike company, and to change the terminus of their road;" "Increasing the capital stock of the Guyandotte navigation company;" "To increase the capital stock of the Junction Valley turnpike company, and to authorise the construction of a branch road;" and, "To amend the act entitled, an act authorising a subscription for the Commonwealth, to the stock of the Virginia and Tennessee railroad company, passed March 6th, 1849;" without amendment;" also, "To incorporate the West Union turnpike company;" To incorporate the Potomac turnpike company;" and, "To incorporate the Morgan and Frederick turnpike company;" with amendments.

The bill, "To increase the capital stock of the Sperryville and Rappahannock and Thornton's Gap turnpike company," on motion of Mr. Woods, was taken up, and on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Carrington,

The Senate then adjourned until to-morrow, eleven o'clock.



THURSDAY, FEBRUARY 20, 1851.

Mr. Barbee, from the Joint Committee on the Penitentiary, made a report, which, on motion of Mr. Crump, was laid upon the table.

The bill, "To increase the capital stock of the Clarksburg and Buchanan turnpike company, and to change the terminus of their road," was taken up and read the third time.

Mr. Carrington moved to amend the bill, by striking out the words "five thousand" in the third line, and inserting "twenty-five hundred" in lieu thereof.

Mr. Thomas moved that the bill and proposed amendment, be indefinitely postponed, and, on the question put thereupon, was decided in the negative. Ayes 12—Noes 12.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Edmiston, were as follow :

Ayes—Messrs. Woods, Thompson of A., Horner, Kinney, Daniel, Pitts, Turner, Crump, Thompson of D., Catlett, Ambler and Thomas—12.

Noes—Messrs. Dennis, (Speaker,) Barbee, Carrington, Tate, French, Deneale, Grantham, Edmiston, Cowen, Layne, West and Ward—12.

Mr. Kinney moved to amend the amendment, by inserting "one thousand" in lieu of "twenty-five hundred."

Mr. Catlett moved that the bill, and proposed amendments, be indefinitely postponed, and, on the question put thereupon, it was decided in the negative. Ayes 11—Noes 13.

The ayes and noes, upon that question, being required by Mr. Pitts, seconded by Mr. Thomas, were as follow :

Ayes—Messrs. Woods, Kinney, Daniel, Carrington, Pitts, Turner, Crump, Thompson of D., Catlett, Ambler and Thomas—11.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Barbee, Isbell, Tate, French, Deneale, ~~Grantham~~, Edmiston, Cowen, Layne and West—13.

On motion of Mr. Deneale,

The said bill was committed to a select committee, and Messrs. Thompson of A., Thomas and Edmiston, were appointed said committee.

The bill, "increasing the capital stock of the Guyandotte navigation company," was taken up, and read the third time.

On motion of Mr. Woods, the said bill was laid upon the table.

The bill, "To increase the capital stock of the Junction Valley turnpike company, and to authorise the construction of a branch road," was taken up, and read the third time.

On motion of Mr. Thomas, the bill was laid upon the table.

The bill, "To amend the act, entitled, an act authorising a subscription for the Commonwealth to the stock of the Virginia and Tennessee railroad company, passed March 6th, 1849," was taken up, and read the third time; on motion of Mr. Kinney, the bill was laid upon the table.

The bill, "To incorporate the West Union turnpike company," was taken up.

The committee proposed the following amendment, to come in before the commencing clause: "*Provided*, that the cost of constructing said road shall not exceed four hundred dollars per mile," and on the question being put thereupon, was agreed to by the Senate.

The bill, as amended, was then read the third time, and on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To incorporate the Potomac turnpike company," was taken up.

The committee proposed to amend the bill, by adding the following *proviso*, to come in before the commencing clause: "*Provided, however*, that the cost of constructing such graded road, shall not exceed four hundred dollars per mile;" and, on the question being put thereupon, it was agreed to by the Senate.

The bill, as amended, was read the third time, and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

On motion of Mr. Cowen, the bill to amend an act, entitled, an act authorising a subscription for the Commonwealth, to the stock of the Virginia and Tennessee railroad company, passed March 6th, 1849," was taken up, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Morgan and Frederick turnpike company," was taken up.

The committee proposed to amend the bill, by adding the following proviso, to come in before the commencing clause ; "*Provided, however,* that the cost of constructing such graded road shall not exceed four hundred dollars per mile ;" and, on the question put thereupon, it was agreed to by the Senate.

On motion of Mr. Kinney, the bill was laid upon the table.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, eleven o'clock.



FRIDAY, FEBRUARY 21, 1851.

Mr. Ambler, from the Committee of General Laws, reported bills, entitled, "An act to establish a system of free schools in the county of Hanover," with amendment ; and, "To change the rates of Pilotage on certain vessels, and for other purposes ;" also, "Preamble and Resolution relative to the Wire Suspension bridge over the Ohio river, at the City of Wheeling," without amendment.

The bill, "To establish a system of free schools in the county of Hanover," was taken up.

The amendment reported by the committee, "11th section, 5th and 6th lines," strike out the words "and also, other persons qualified to vote for members of the General Assembly ;" on the question put thereupon, was agreed to by the Senate.

The bill, as amended, was read the third time, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Deneale, from the Committee of Internal Improvement, reported bills, entitled, "An act authorising the subscribers to the increased capital stock of the Hampshire and Morgan turnpike company, to form a separate company," without amendment ; and, "To incorporate the Simpson's creek turnpike company ;" with an amendment.

The bill, "To change the rates of Pilotage on certain vessels, and for other purposes," was taken up, and read the third time.

On motion of Mr. Stanard, the bill was laid upon the table.

The bill, "To incorporate the Morgan and Frederick turnpike company," on motion of Mr. Deneale, was taken up.

The amendment reported by the committee, to come in before the commencing clause, viz : "*Provided, however,* that the cost of constructing such graded road, shall not exceed four hundred dollars a mile," was agreed to by the Senate.

The bill, as amended, was read the third time, and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Isbell presented the petition of citizens of Amherst county, in favor of the Amherst county turnpike, and on his motion, it was laid upon the table.

The "Preamble and resolution relative to the wire suspension bridge over the Ohio river, at the city of Wheeling," was taken up and read.

On motion of Mr. Isbell, the Preamble and resolution, was laid upon the table, and made the special order of the day, for Wednesday next.

Mr. Thompson of D., offered the following resolution :

Resolved, That when the Senate adjourns to-day, it will adjourn to meet on Monday next, at eleven o'clock, and, on the question put thereupon, adopted by the Senate.

The Resolution voting a sword to Captain Hamilton L. Shields of the United States Army, on motion of Mr. Crump, was taken up.

Mr. Deneale offered the following amendment by way of substitute :

Resolved, That the General Assembly highly appreciate the gallant conduct of the officers and soldiers of Virginia, favorably mentioned in the official reports to the Secretary of War, during the late war with Mexico.

On the question put thereupon, it was adopted by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

On motion of Mr. Thomas,

The Senate then adjourned until Monday next, eleven o'clock.



MONDAY, FEBRUARY 24, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 21, 1851.

The House of Delegates have adopted a resolution providing for a survey for a turnpike from Franklin in Pendleton by Monterey in Highland, to the Warm Springs : In which they request the concurrence of the Senate.

The resolution providing for a survey for a turnpike from Franklin in Pendleton by Monterey in Highland, to the Warm Springs, was twice read, and, on the question put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, " Authorising the subscribers to the increased capital stock of the Hampshire and Morgan turnpike company to form a separate company," was taken up, and read the third time, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, " To incorporate the Simpson's Creek turnpike company," was taken up, and read the third time.

The amendment proposed by the committee, to come in before the commencing clause, viz : " *Provided, however*, that the cost of constructing the same, shall not exceed four hundred dollars per mile," was agreed to by the Senate.

The bill, as amended, was read the third time, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, " To increase the capital stock of the Junction Valley turnpike company, and to authorise the construction of a branch road," on motion of Mr. Deneale, was taken up.

On motion of Mr. Deneale, the said bill was indefinitely postponed.

Ordered, That the said bill be rejected, and that the Clerk inform the House of Delegates thereof.

The bill, "Increasing the capital stock of the Guyandotte navigation company;" on motion of Mr. Deneale, was taken up, and, on his motion, laid upon the table, and made the order of the day, for Thursday next.

On motion of Mr. Deneale, the vote postponing indefinitely the bill, "To increase the capital stock of the Junction Valley turnpike company, and to authorise the construction of a branch road;" was reconsidered, and, on his further motion, the said bill was laid upon the table, and made the order of the day, for Thursday next.

The bill, "To change the rates of Pilotage on certain vessels, and for other purposes," on motion of Mr. Pitts, was taken up, pending which,

On motion of Mr. Thompson of D.,

The Senate then adjourned until to-morrow, eleven o'clock.

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TUESDAY, FEBRUARY 25, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 24, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bill, entitled, "An act to incorporate the West Union turnpike company."

They have adopted a resolution for proceeding by joint vote with the Senate on Thursday next, to the election of certain officers of government.

And have passed a bill, entitled, "An act prescribing the mode in which Isaac Medley may execute his bonds and take his oaths as sheriff of Halifax county:" In which resolution and bill, they request the concurrence of the Senate.

The resolution for the election of certain officers of government, being twice read, on the question put thereupon, was agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Prescribing the mode in which Isaac Medley may execute his bonds, and take his oaths as sheriff of Halifax county," was read the first and second times, and committed to the Committee of General Laws.

Mr. Daniel, from the Committee of Claims, reported the bill, "For the relief of Isaac A. Goddin, and for other purposes," without amendment.

On motion of Mr. Carrington, the Committee of General Laws, have leave to sit during the session of the Senate.

Mr. Deneale offered the following resolution :

Resolved, That the Senate will, from and after to-day, meet at ten o'clock, A. M., and, on the question put thereupon, was agreed to by the Senate.

The bill, "To change the rates of pilotage on certain vessels, and for other purposes," was taken up as the unfinished business of yesterday, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Ambler, from the Committee of General Laws, reported the bill, "Prescribing the mode in which Isaac Medley may execute his bonds and take his oaths as sheriff of Halifax county," without amendment.

On motion of Mr. Carrington,

Ordered, That the bill be read the third time.

The bill was, accordingly, read the third time, and on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "For the relief of Isaac A. Goddin," was taken up, and read the third time.

On motion of Mr. Shackelford,

The bill was laid upon the table.

On motion of Mr. Turner,

The Senate then adjourned until to-morrow, ten o'clock.

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WEDNESDAY, FEBRUARY 26, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, February 25, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act to establish a system of free schools in the county of Hanover" and, "An act to incorporate the Morgan and Frederick turnpike company;" and, "To the resolution voting a sword to Captain Hamilton L. Shields of the United States Army."

And have passed a bill, entitled, "An act to incorporate the Roanoke Valley rail road company:" In which they request the concurrence of the Senate.

The bill, "To incorporate the Roanoke Valley railroad company," was read the first and second times, and committed to the Committee of Internal Improvement.

The preamble and resolution relative to the Wire Suspension Bridge over the Ohio river at the City of Wheeling, was taken up, as the order of the day.

On motion of Mr. Kinney, the preamble was amended, by inserting after the word "elevated" in the 6th line, the words "in the opinion of this General Assembly."

Mr. Kinney moved to amend the resolution, by striking out all after the word "Virginia" and inserting "that the Executive of Virginia be and he is hereby authorised, if, in his opinion, the interest of the State of Virginia require it, to call on the Attorney General of the State, to act in conjunction with the Counsel of the defendants, in defence of said suit."

On motion of Mr. West, the preamble and resolution, and the proposed amendment, were laid upon the table.

On motion of Mr. Deneale, the 29th rule was suspended, so far as relates to the resolution for the election of certain officers of government.

Ordered, That Mr. Deneale inform the House of Delegates thereof.

The bill, "To incorporate the Berkeley and Hampshire turnpike company;" on motion of Mr. Barbee, was taken up.

Mr. Thompson of A., offered the following amendment,—strike out all the bill after the words "*Be it enacted by the General Assembly,*" and insert what follows, as a substitute:—"That for the purpose of constructing a turnpike road from Martinsburg in the county of Berkeley, by way of Boyd's Gap, to some point on the Northwestern turnpike road at or near to Samuel Hook's tavern in Hampshire county, it shall be lawful to

open books for receiving subscriptions to the amount of twenty thousand dollars, divided into shares of twenty-five dollars each.

"The said books shall be opened at Martinsburg, under the superintendence of Edmund Pendleton, George Seibert, Daniel Burkart, George H. McClure, and John B. Hoge, or any three of them; at Eli Beall's in Hampshire county, under the superintendence of Eli Beall, William Nixon, David Pugh, Samuel Hook, and Griffith Park, or any three of them; and at such other place or places under such agents as any three of the commissioners above named shall appoint.

"When two hundred and fifty shares of the capital stock shall have been subscribed, the subscribers, their executors, administrators and assigns, shall be and they are hereby incorporated into a company by the name and style of the 'Berkeley, Frederick, and Hampshire turnpike company;' subject to the provisions of chapters fifty-seven and sixty-one of the Code of Virginia: *Provided*, that said company shall not be required to pave or cover its road with stone or gravel, or to make any summer or side road thereto: *And provided, also*, that the said road shall be constructed not less than sixteen feet wide, and shall not exceed a grade of four and a half degrees.

"The Board of Public Works are hereby directed to subscribe on behalf of the Commonwealth, for three-fifths of the capital stock of said company, when the said board shall be satisfied that three-fourths of two-fifths of the whole capital stock have been subscribed by individuals other than the Commonwealth, solvent and able to pay: *Provided, however*, that such subscription for the Commonwealth shall be paid *pari passu* with the payments of other subscriptions. The said board shall, also, borrow the amount necessary to pay the State subscription authorized by this act.

"This act shall be in force from its passage."

On the question being put thereupon, it was rejected by the Senate. Ayes 10—Noes 14.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Opie, were as follow:

Ayes—Messrs. Rives, Woods, Thompson of A., Kinney, Daniel, Isbell, Opie, Harvey, Thompson of D. and Ambler—10.

Noes—Messrs. Dennis, (Speaker,) Horner, Barbee, Carrington, Shackelford, Tate, French, Turner, Deneale, Grantham, Cowen, Layne, West and Ward—14.

Mr. Deneale moved to amend the bill, by inserting before the commencing clause, the words "*Provided*, the cost of construction shall not exceed four hundred dollars per mile;" and, on the question put thereupon, it was agreed to by the Senate.

The question was then put upon the bill, as amended, and passed by the Senate. Ayes 14—Noes 12.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Isbell, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Horner, Barbee, Carrington, Tate, French, Turner, Deneale, Grantham, Edmiston, Cowen, Layne, West and Ward—14.

Noes—Messrs. Rives, Woods, Thompson of A., Kinney, Daniel, Isbell, Pitts, Shackelford, Opie, Harvey, Thompson of D. and Ambler—12.

The following message was received from the House of Delegates by Mr. Carrington :

Mr. Speaker,—The House of Delegates have passed a bill, entitled, "An act divorcing Caroline Octavia Balls of the county of Loudoun from her husband Robert M. Balls:" in which they request the concurrence of the Senate.

The said bill being delivered in, was read the first and second times, and committed to the Committee of Courts of Justice.

The Speaker laid before the Senate, a communication from the Governor, covering a statement of the condition of the Exchange Bank of Virginia, on the 31st of December, 1850, and also, of the Merchants and Mechanics Bank of Wheeling, on the 13th of January, 1851.

Mr. Ambler moved that when the Senate adjourn to-day, it will adjourn to meet to-morrow, at 11 o'clock; and, on the question put thereupon, it was agreed to by the Senate.

On motion of Mr. Shackelford,

The resolution offered by him on the 14th instant, was taken up, and as modified by Mr. Woods, was read as follows:

"*Resolved*, That the 2d Auditor report to the Senate, a statement containing a list of the internal improvement companies of the State, arranged in alphabetical order, and showing the date of the charter, the termini and length of each improvement according to its charter, and the towns and counties through which the same may run, also, showing the amount of capital stock and the amount thereof held by the State in said companies, and which are organised and which are unorganised, together with the amount of loans and guarantees for each company."

And, on the question being put thereupon, it was adopted by the Senate.

On motion of Mr. Carrington, the 29th rule was suspended so far as relates to the bill, "Prescribing the mode in which Isaac Medley may execute his bonds, and take the oath of office as sheriff of Halifax county."

Ordered, That Mr. Carrington inform the House of Delegates thereof.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, eleven o'clock.

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THURSDAY, FEBRUARY 27, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 26, 1851.

The House of Delegates agree to the amendment proposed by the Senate to the bill, entitled, "An act to incorporate the Simpson's Creek turnpike company."

And have passed bills, entitled, "An act authorising an inspection of tobacco at Buffalo in the county of Putnam;" "An act to incorporate the Fairfax academy;" "An act to enlarge the powers of the Lynchburg Hose and fire Insurance company;" "An act to amend an act entitled, an act providing for constructing a road from the Giles, Fayette and Kanawha turnpike in Raleigh to the North Carolina line in Grayson county;" and, "An act to incorporate the Slate river company, in the county of Buckingham:" In which they request the concurrence of the Senate.

The bills, entitled, "An act to incorporate the Fairfax academy," "An act authorising an inspection of tobacco at Buffalo in the county of Putnam;" and, "An act to enlarge the powers of the Lynchburg Hose and fire Insurance company;" were read the first and second times, and committed to the Committee of General Laws.

The bills, entitled, "An act to amend an act, entitled, an act providing for constructing a road from Giles, Fayette, and Kanawha turnpike in Raleigh, to the North Carolina line in Grayson county;" and, "An act to incorporate the Slate river company in the county of Buckingham;" were read the first and second times, and committed to the Committee of Internal Improvement.

The following message was received from the House of Delegates by Mr. Cox:

Mr. Speaker,—The House of Delegates have passed a bill, entitled, "An act changing the times of holding the Spring terms of the Circuit courts of the counties of Lee, Scott, Russell, Taxewell, Smyth, and Washington:" In which they request the concurrence of the Senate.

The said bill, being delivered in, was read the first and second times, and referred to Messrs. Cowen, Tate and Thompson of A.

Mr. Kinney, from the Committee of Courts of Justice, reported the bill, entitled, "An act, divorcing Caroline Octavia Balls of the county of Loudoun, from her husband Robert M. Balls," without amendment, and with a recommendation that it be rejected.

The bill, entitled, "An act to increase the capital stock of the Junction Valley turnpike company, and to authorise the construction of a branch road," on motion of Mr. Kinney, was taken up, and made the order of the day, for to-morrow.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, entitled, "An act to incorporate the Roanoke Valley railroad company," with amendment.

The bill, "Divorcing Caroline Octavia Balls, of the county of Loudoun, from her husband Robert M. Balls," was taken up, and read the third time.

Mr. Ward moved that the previous question be now put, and, on the question put thereupon, it was disagreed to by the Senate. Ayes 12—Noes 14.

The ayes and noes, upon that question, being required by Mr. Ward, seconded by Mr. Thomas, were as follow:

Ayes—Messrs. Rives, Tribble, Shackelford, Opie, Tate, French, Harvey, Edmiston, Cowen, Catlett, Thomas and Ward—12.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Harner, Barbee, Carrington, Isbell, Turner, Stanard, Deneale, Grantham, Thompson of D., Ambler and West—14.

The Senate then proceeded, pursuant to the resolution agreed to on the 25th instant, by joint vote with the House of Delegates, to the election of a First & Second Auditor, Treasurer, Register of the Land office, Secretary of the Commonwealth and Librarian, Superintendent of the Penitentiary, and of Storekeeper and General Agent of the Penitentiary, for one year.

The Clerk called the roll, whereupon it appeared that there was an unanimous vote, of the members present, in favor of Robert Johnston as

First Auditor, James Brown, Jr., as Second Auditor, Robert Butler as Treasurer, Stafford H. Parker as Register of the Land office, William H. Richardson as Secretary of the Commonwealth and Librarian, Charles S. Morgan as Superintendent of the Penitentiary, and James C. Spotts as General Agent and Storekeeper of the Penitentiary, except, that Mr. Woods did not vote for James C. Spotts, to wit:—

Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Shackelford, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Ambler, Thomas, Layne, West and Ward—28.

Ordered, That a committee be appointed to examine the votes, jointly with a committee from the House of Delegates, and Messrs. Stanard, Thompson of D., Horner, Ward and Edmiston were, accordingly, appointed a committee for the purpose.

Mr. Stanard, from the committee appointed to examine the votes, reported that they had performed the duty assigned them, and found the vote to stand as follows:

| | | | |
|--|---|---|-----|
| Whole number of votes, | - | - | 146 |
| Necessary to a choice, | - | - | 74 |
| For Robert Johnston, as 1st Auditor, | | | 146 |
| James Brown, Jr., as 2d Auditor, | | | 146 |
| Robert Butler, as Treasurer, | | | 146 |
| Stafford H. Parker, as Register of the Land office, | | | 144 |
| William H. Richardson, as Secretary of the Commonwealth and Librarian, | - | - | 145 |
| Charles S. Morgan, as Superintendent of the Penitentiary, | | | 146 |
| James C. Spotts, as Storekeeper and General Agent of the Penitentiary, | - | - | 142 |

Robert Johnston, James Brown, Jr., Robert Butler, Stafford H. Parker, William H. Richardson, Charles S. Morgan, and James C. Spotts, having, respectively, received a majority of the whole number of votes, were declared by the Speaker, duly elected to the offices aforesaid, for the period aforesaid.

Mr. Thompson of A., offered the following amendment to the bill, entitled, "An act divorcing Caroline Octavia Balls of the county of Loudoun, from her husband Robert M. Balls, viz: "Whereas, Caroline Octavia Balls, the wife of Robert M. Balls, has petitioned the General Assembly for a divorce from her said husband, upon the ground, amongst other things, that no remedy is given by the Code of Virginia, because the marriage took place in Alexandria, then her residence, and before its retrocession to Virginia, and that they have never cohabited as man and wife within this State: *Be it therefore enacted by the General Assembly*, That the Circuit court of Loudoun county, the present residence of the said Caroline, shall have jurisdiction to try and determine any proper suit or proceeding (under the Code of Virginia) which may be instituted, therein, by the said Caroline, having for its object a divorce from bed and board or for the dissolution of the marriage in like manner, as if the said marriage had been solemnized, or the parties had cohabited, in this State, as man and wife.

This act shall commence and be in force from and after its passage."

On the question being put, upon the amendment, it was disagreed to by the Senate. Ayes 6—Noes 17.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Ambler, were as follow :

Ayes—Messrs. Woods, Thompson of A., Isbell, Pitts, Turner and Ambler—6.

Noes—Messrs. Dennis, (Speaker,) Rives, Tribble, Barbee, Daniel, Carrington, Shackelford, Opie, Tate, Harvey, Grantham, Cowen, Catlett, Thomas, Layne, West and Ward—17.

The question was then put, upon the passage of the bill, and decided in the affirmative. Ayes 17—Noes 6.

The ayes and noes, upon that question, being required by Mr. West, seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Tribble, Barbee, Daniel, Carrington, Shackelford, Opie, Tate, Harvey, Grantham, Cowen, Catlett, Thomas, Layne, West and Ward—17.

Noes—Messrs. Woods, Thompson of A., Isbell, Pitts, Turner and Ambler—6.

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Hayes :

Mr. Speaker,—The House of Delegates have passed a bill, entitled, "An act to postpone the elections for the present year, and for other purposes :—" In which they request the concurrence of the Senate.

On motion of Mr. Catlett,

The Senate then adjourned until to-morrow, eleven o'clock.

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FRIDAY, FEBRUARY 28, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 27, 1851.

The House of Delegates have passed bills, entitled, "An act to increase the capital stock of the Fredericksburg and Valley plank road company ;" "An act to repeal part of an act, passed 7th February, 1850, entitled, an act to increase the capital stock of the Morgantown and Bridgeport turnpike company ;" "An act to incorporate the Providence and Potomac plank road company ;" "An act to increase the capital stock of the Harrisville turnpike company ;" "An act to increase the capital stock of the Blue Ridge turnpike company ;" and, "An act in relation to the road from James Shannon's in Wyoming, to the mouth of East river in Giles county :—" In which they request the concurrence of the Senate.

The bill, entitled, "An act to postpone the elections for the present year, and for other purposes," was read the first and second times, and, on motion of Mr. Woods, committed to the committee of the whole Senate, and ordered to be printed.

The bills, entitled, "An act to increase the capital stock of the Fredericksburg and Valley plank road company ;" "An act to repeal part of an act passed 7th February, 1850, entitled, an act to increase the capital

stock of the Morgantown and Bridgeport turnpike company ;" "An act to incorporate the Providence and Potomac plank road company ;" "An act to increase the capital stock of the Harrisville turnpike company ;" "An act to increase the capital stock of the Blue Ridge turnpike company ;" and, "An act in relation to the road from James Shannon's in Wyoming, to the mouth of East river in Giles county ;" were read the first and second times, and committed to the Committee of Internal Improvement.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, entitled, "An act to amend an act, entitled, an act providing for constructing a road from Giles, Fayette and Kanawha turnpike in Raleigh, to the North Carolina line in Grayson county," with amendment.

Mr. Ambler, from the Committee of General Laws, reported a bill, entitled, "An act to incorporate the Fairfax academy," reported the same with amendment: and, the bills, entitled, "An act to enlarge the powers of the Lynchburg Hose fire insurance company ;" and, "An act authorising an inspection of tobacco at Buffalo, in the county of Putnam," without amendment.

Mr. Cowen, from the committee to whom was referred the bill, entitled, "An act changing the time of holding the Spring terms of the Circuit superior court for the counties of Lee, Scott, Russell, Tazewell, Smyth and Washington," reported the same, without amendment.

On motion of Mr. Cowen, the bill was read the third time, and, on the question put thereupon, passed by the Senate.

On motion of Mr. Cowen, the 29th rule was suspended so far as relates to the said bill.

Ordered, That Mr. Cowen inform the House of Delegates thereof.

The bill, "To incorporate the Roanoke Valley railroad company," was taken up. The amendment reported by the committee to "strike out the 4th section," on the question put thereupon, was adopted by the Senate.

Mr. Rives moved, further, to amend the bill by striking out, in the 1st section, all after the word "Ridgeway," pending which,

On motion of Mr. Thompson of D.,

The bill was laid upon the table.

The bill, entitled, "An act to increase the capital stock of the Junction Valley turnpike company, and to authorise the construction of a branch road," was taken up, as the order of the day.

Mr. Shackelford moved, that the bill be indefinitely postponed, and, on the question put thereupon, was agreed to by the Senate.

Ordered, That the bill be rejected, and that the Clerk inform the House of Delegates thereof.

The bill, entitled, "An act increasing the capital stock of the Guyandotte navigation company," was taken up, as the order of the day.

Mr. Thompson of A., offered the following amendments, to come in after the second section.

"§ 3. But the said company shall not be entitled to the benefits of this act, unless they shall before the first day of July next, in a general meeting of the stockholders called for the purpose, by a majority vote of the stockholders, accept the same, and communicate such acceptance in writing, to the Board of Public Works.

§ 4. If the said company shall decline or fail to accept the provisions of this act, as provided in the next preceding section, then and in that case, it shall be lawful for the same persons or the successors of them, mentioned in the first section of "An act incorporating the Guyandotte navigation company, passed March 16th, 1849," and at the places mentioned in said section, and at such other places and under the direction of such other persons, as any one or more of the persons therein named shall appoint, to open books for receiving subscriptions to the amount of one hundred and twenty-five thousand dollars, in shares of fifty dollars each, to constitute a joint capital stock for improving the navigation of the Guyandotte river by slack water, from the head of the improvement constructed or in the course of actual construction by the present company, to Logan courthouse, and as far above that point, as may be deemed practicable with the means of the company, either by slack water navigation, or any other mode of improvement.

§ 5. That when three-fourths of two-fifths of said capital stock mentioned in the next preceding section shall have been subscribed by persons solvent and able to pay, the subscribers, their executors, administrators and assigns shall be, and are hereby incorporated into a company, by the name and style of "The upper Guyandotte navigation company," with all the rights, privileges and immunities, and subject to the burthens and responsibilities provided and imposed by the Code of Virginia and applicable to such corporations, and not in conflict with any of the provisions of this act.

§ 6. The upper Guyandotte navigation company, shall have power to acquire by condemnation or purchase, and to hold the same in fee simple, lands for the use of their works, but not to exceed five acres at any one place for the abutment of a dam, toll-houses, locks, canals or other fixtures.

§ 7. The improvement of the Guyandotte provided for by this act as near as may be, and up to Logan courthouse, shall in all respects be like that constructed by the present company, between that point and to its junction with the Ohio river, and the locks constructed by "The upper Guyandotte navigation company," shall be of the same length and breadth of those constructed by the Guyandotte navigation company.

§ 8. When the Board of Public Works shall be satisfied that three-fourths of two-fifths of the capital stock, authorised by the fifth section of this act, has been subscribed by others than the Commonwealth, solvent, and able to pay, the Board of Public Works shall subscribe on behalf of the Commonwealth for three-fourths of three-fifths of said capital stock and shall continue to subscribe, from time to time, and in the same proportion to previous solvent individual subscriptions until the whole capital, authorised by the said fifth section, shall have been made up or so much thereof as shall be necessary to complete said improvement. The Commonwealth's subscriptions shall be paid *pari passu* with individual subscriptions.

§ 9. That if the president and directors of "The upper Guyandotte navigation company," shall not commence their work within five years from the 16th March, 1849, and complete the same within ten years thereafter, 'then the interest of said company in the navigation and tolls shall be forfeited and cease.' "

On the question being put upon the amendment, it was agreed to by the Senate.

Mr. Deneale then moved to amend the bill, so as to require the Commonwealth to subscribe for "two-fifths" instead of "three-fifths," and, on the question put thereupon, it was disagreed to by the Senate. Ayes 12—Noes 18.

The ayes and noes, upon that question, being required by Mr. Thomas, seconded by Mr. Kinney, were as follow:

Ayes—Messrs. Rives, Tribble, Kinney, Daniel, Pitts, Opie, Stanard, Deneale, Thompson of D., Catlett, Ambler and Thomas—12.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Barbee, Carrington, Isbell, Shackelford, Tate, French, Turner, Harvey, Grantham, Edmiston, Cowen, Layne, West and Ward—18.

The bill, as amended, was read, and, on the question put thereupon, passed by the Senate. Ayes 18—Noes 10.

The ayes and noes, upon that question, being required by Mr. Daniel, seconded by Mr. Pitts, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Carrington, Isbell, Shackelford, Tate, French, Turner, Deneale, Grantham, Edmiston, Cowen, Layne, West and Ward—18.

Noes—Messrs. Rives, Tribble, Daniel, Pitts, Opie, Stanard, Harvey, Thompson of D., Ambler and Thomas—10.

On motion of Mr. Thompson of A., the title was amended, by adding thereto, the following words, "or for incorporating the upper Guyandotte navigation company."

Ordered, That the Clerk inform the House of Delegates of the passage of the said bill, and request their concurrence in the amendments.

The bill, "For the relief of Isaac A. Goddin, on motion of Mr. Stanard, was taken up.

Mr. Cowen moved to amend the bill, by striking out the words "six hundred" and inserting the words "four hundred" in lieu thereof, pending which,

On motion of Mr. Isbell, the bill was laid upon the table.

On motion of Mr. Isbell,

The Senate took a recess until four o'clock.

The bill, "To amend an act, entitled, an act providing for the construction of a road from the Giles, Fayette and Kanawha turnpike in Raleigh, to the North Carolina line in Grayson county," on motion of Mr. French, was taken up.

The amendment, reported by the committee, to come in before the commencing clause, was read as follows:

"It shall be lawful for John C. Graham, Joseph J. Graham, Samuel R. Crockett, James A. Graham, John C. Crockett, Joseph H. Holsten, Thompson S. Crockett, Daniel Hoge, James Hoge, Jr., Joshua Bruce, Josiah Bruce, Samuel Wohlford, Joseph Wohlford, Andrew J. Nye, William H. Howe, William Mustard, William Bane, Addison Davis, Madison Allen, Elias Harman, and John M. Neale, and such other persons as any three of the above named persons shall appoint; each to open books, at such times and places as each of them may think proper, for the purpose

of receiving subscriptions to a joint capital stock not exceeding in the whole the sum of five thousand dollars, to be divided into shares of twenty-five dollars each, for the construction of a turnpike road from the town of Mechanicsburg in Giles county, passing through the east end of the Cove in Wythe county, to the Virginia and Tennessee railroad at or near the first depot east from Wytheville.

The Board of Public Works, when the provisions of the Code of Virginia on the subject, have been complied with, shall subscribe for and on behalf of the State, for such sums from time to time, as will be equal to three-fifths of said capital stock. As soon as the first subscription shall be made by the Board of Public Works, the subscribers, their executors, administrators and assigns, shall be a body politic and corporate, by the name and style of "The Mechanicsburg and Wythe turnpike company," and shall be subject to all the provisions of "The Code of Virginia" applicable to turnpike companies, and to subscriptions to the stock of the same, by the Board of Public Works on behalf of the State, except that there shall be three directors only, who, together with a president, shall be elected by the stockholders in general meeting, the State proxy voting with the individual stockholders: *provided*, the construction of the road shall not exceed four hundred dollars per mile."

On the question put upon the amendment, it was adopted by the Senate.

The bill, as amended, was read the third time, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To incorporate the Roanoke Valley railroad company," on motion of Mr. Carrington, was taken up.

The question, upon Mr. Rives' amendment, being put, it was disagreed to by the Senate.

On motion of Mr. Thompson of A., the bill was laid upon the table.

Mr. Isbell moved, that when the Senate adjourns to-day, it will adjourn to meet on Monday, eleven o'clock, and, on the question put thereupon, it was agreed to by the Senate. Ayes 11—Noes 10.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Ambler, were as follow :

Ayes—Messrs. Thompson of A., Carrington, Isbell, Shackelford, Opie, French, Turner, Harvey, Grantham, Thompson of D. and Ward—11.

Noes—Messrs. Dennis, (Speaker,) Woods, Horner, Barbee, Tate, Cowen, Catlett, Ambler, Layne and West—10.

On motion of Mr. Isbell,

The Senate then adjourned until Monday next, eleven o'clock.



MONDAY, MARCH 3, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, February 28, 1851.

The House of Delegates have adopted a resolution allowing time to the Hillsborough and Harpers' ferry turnpike company to organize their company.

And have passed bills, entitled, "An act to increase the capital stock of the New Market and Sperryville turnpike company;" "An act providing for constructing the Black Lick and Plaster Banks turnpike road in Wythe and Smyth counties;" and "An act to authorise a joint stock company to erect a town hall in Charlottesville, and for other purposes:" In which resolution and bills, they request the concurrence of the Senate.

The resolution allowing time to the Hillsborough and Harpers' ferry turnpike company to organize their company, was twice read and agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bills, entitled, "An act to increase the capital stock of the New Market and Sperryville turnpike company;" "An act providing for constructing the Black Lick and Plaster Banks turnpike road in Wythe and Smyth counties;" and, "An act to authorise a joint stock company to erect a town hall in Charlottesville, and for other purposes;" were read the first and second times, and committed to the Committee of Internal Improvement.

The following communication was received from the House of Delegates by their Clerk: *In the House of Delegates, March 1, 1851.*

The House of Delegates agree to the amendment proposed by the Senate to the bill, entitled, "An act, to incorporate the Berkeley and Hampshire turnpike company."

And have adopted a resolution fixing the time for the adjournment of the House of Delegates *sine die*. In which they request the concurrence of the Senate.

The resolution fixing the time for the adjournment of the House of Delegates *sine die*, was twice read.

Mr. Woods moved to lay the resolution on the table, which was disagreed to. Ayes 4—Noes 21.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Ward, were as follow:

Ayes—Messrs. Woods, Tribble, Turner and Ward—4.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Carlile, Isbell, Shackelford, Opie, Tate, French, Stanard, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Ambler, Thomas, Layne and West—21. And, on the question put, the resolution was agreed to.

On motion of Mr. Stanard, the 29th rule of the Senate was suspended so far as relates to the said resolution.

Ordered, That Mr. Stanard inform the House of Delegates thereof.

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills, without amendment, viz: "An act to increase the capital stock of the Blue Ridge company;" "An act to incorporate the Slate river company in the county of Buckingham;" "An act to incorporate the Providence and Potomac plank road company;" "An act to increase the capital stock of the Harrisville turnpike company;" "An act in relation to the road from James Shannon's in Wyoming to the mouth of East river in Giles county;" "An act to increase the capital stock of the Fredericksburg and Valley plank road company;" and, "An act to repeal part of an act, passed February 7, 1850, entitled, an act to increase the capital stock of the Morgantown and Bridgeport turnpike company."

Mr. Carlile offered the following resolution :

Resolved, That the Senate will, on Wednesday next, at 12 M. resolve itself into Committee of the Whole, on the bill, entitled, "An act to postpone the elections for the present year, and for other purposes."

On the question put thereupon, it was agreed to by the Senate.

The bill, "Suspending the provisions of the forty-second section of the thirty-eighth chapter of the Code of Virginia, for a limited time," on motion of Mr. Woods, was taken up, and on motion of Mr. Stanard, was laid upon the table, and made the order of the day, for to-morrow.

The bill, entitled, "An act to incorporate the Potomac turnpike company," on motion of Mr. Barbee, was taken up.

The amendment, reported by the committee, to come in before the commencing clause, was read as follows : *Provided, however*, that the cost of constructing such graded road, shall not exceed four hundred dollars per mile," and, on the question put thereupon, was adopted by the Senate.

On the question being put, upon the bill, as amended, it was passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Shackelford, presented the preamble and resolutions of many of the citizens in the Valley of Rapid Ann river, in relation to improving the navigation of said river, which were read, and on motion of Mr. Woods, laid upon the table.

The bill, entitled, "An act to incorporate the Fairfax academy," was taken up. The amendment, reported by the committee, was read as follows : 3d section, 8th line, strike out the words "any court of record in this Commonwealth," and insert "the Circuit Court of Fairfax county," and, on the question put thereupon, agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, entitled, "An act to enlarge the powers of the Lynchburg Hose and Fire Insurance company," was taken up, and read the third time, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, entitled, "An act authorising an inspection of tobacco at Buffalo in the county of Putnam," was taken up, and read the third time, and, on motion of Mr. Ward, it was laid upon the table.

The following bills were taken up and read the third time, and passed by the Senate, viz : "An act to increase the capital stock of the Blue Ridge turnpike company ;" and, "An act to incorporate the Slate river company in the county of Buckingham."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, entitled, "An act to incorporate the Providence and Potomac plank road company," was taken up, and read the third time.

Mr. Edmiston moved that the bill be indefinitely postponed, and, on the question put thereupon, was decided in the negative. Ayes 11—Noes 11.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Tribble, Barbee, Daniel, Isbell, Pitts, Shackelford, Opie, Deneale, Edmiston, Cowen and Ambler—11.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Carrington, Tate, French, Turner, Grantham, Thomas, West and Ward—11.

On motion of Mr. Kinney, the bill was laid upon the table.

The bill, entitled, "An act to increase the capital stock of the Harrisville turnpike company," was taken up, and read the third time, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, entitled, "An act authorising an inspection of tobacco at Buffalo in the county of Putnam," on motion of Mr. Ambler, was taken up.

Mr. Ambler moved to amend the bill, by inserting the following proviso, to come in before the commencing clause: "*Provided*, that the first and second inspectors, at such inspection, shall not receive a salary exceeding one hundred dollars."

On the question put thereupon, it was adopted by the Senate.

The question being then put upon the bill, as amended, it was passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Thompson, from the committee to whom was committed the bill, entitled, "An act to increase the capital stock of the Clarksburg and Buchanan turnpike company, and to change the terminus of their road," reported the same with an amendment.

The bill, entitled, "An act to increase the capital stock of the Fredericksburg and Valley plank road company," was taken up, read the third time, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, entitled, "An act to repeal part of an act, passed 7th of February, 1850, entitled, an act to increase the capital stock of the Morgantown and Bridgeport turnpike company," was taken up, and read the third time.

On motion of Mr. Thompson of A., the bill was laid upon the table.

The bill, "To incorporate the Roanoke Valley railroad company," on motion of Mr. Carrington, was taken up, and made the order of the day for to-morrow.

On motion of Mr. Carrington,

The Senate then adjourned until to-morrow, eleven o'clock.



TUESDAY, MARCH 4, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, March 3, 1851.

The House of Delegates have passed bills, entitled, "An act to incorporate the Tazewell Courthouse and Saltville turnpike company;" "An act to incorporate the Lebanon Academy;" "An act to incorporate the Wellsburg Female Seminary;" "An act to incorporate the Salem and Harrisville turnpike company;" "An act to declare Big Reed Island river, in the county of Carroll, a public highway;" "An act to

amend an act, passed March 18th, 1850, entitled, an act to incorporate the Rockingham turnpike company ;" "An act to amend an act, passed February 18th, 1850, entitled, an act to incorporate the Hedgesville and Potomac turnpike company ;" and, "An act imposing taxes for the support of Government :." In which they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz :

The bill, "To incorporate the Tazewell Courthouse and Saltville turnpike company ;" "To incorporate the Salem and Harrisville turnpike company ;" "To amend an act, passed March 18th, 1850, entitled, an act to incorporate the Rockingham turnpike company ;" and "To amend an act, passed February 18th, 1850, entitled, an act to incorporate the Hedgesville and Potomac turnpike company."

The following bills were read the first and second times, and committed to the Committee of General Laws, viz :

The bill, "To incorporate the Labanon Academy ;" "To incorporate the Wellsburg Female Academy ;" and "Imposing taxes for the support of Government."

The bill, entitled, "An act to declare Big Reed Island river, in the county of Carroll, a public highway," was read the first and second times, and committed to the same committee.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill entitled, "An act providing for constructing the Black Lick and Plaster Banks turnpike road in Wythe and Smyth counties," with an amendment ; and, "An act to increase the capital stock of the New Market and Sperryville turnpike company," without amendment.

Mr. Ambler, from the Committee of General Laws, reported the bill entitled, "An act to authorise a Joint Stock company to erect a town hall in Charlottesville, and for other purposes," without amendment.

The bill entitled, "An act to repeal part of an act, passed 7th of February, 1850, entitled, an act to increase the capital stock of the Morgantown and Bridgeport turnpike company," was taken up on motion of Mr. Edmiston.

Mr. Thompson of A. offered the following amendment : Strike out all after the words "*Be it enacted by the General Assembly,*" and insert what follows : "That whenever twenty shares of the increased capital stock authorised by 'an act to increase the capital stock of the Morgantown and Bridgeport turnpike company,' shall be subscribed by others than the Commonwealth solvent and able to pay, the Board of Public Works shall subscribe for thirty shares of the said stock on behalf of the Commonwealth, and so, from time to time, shall continue to subscribe on the part of the State, until said increased capital, or so much thereof as is necessary to complete their road, is fully made up."

"The said Board shall, also, have power to borrow money and to meet the State's subscription authorised by this act : *Provided, however,* That the State's subscription to the so increased capital stock shall not exceed in the whole, two hundred and eighty-eight shares. *And provided, also,* That payments made on account of the State's subscription, shall be made *pari passu* with payments made on account of individual subscriptions."

On the question put upon the said amendment, it was adopted by the Senate.

The question was then put upon the bill, as amended, and passed by the Senate. Ayes 19—Noes 5.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Isbell, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Thomas, Layne and West—19.

Noes—Messrs. Woods, Tribble, Daniel, Harvey and Ambler—5.

Mr. Thompson of A. moved to amend the title by striking out the words "repeal part of" and insert the word "amend" which was agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

Mr. Kinney offered the following as one of the rules of the Senate : "Hereafter, no bill appropriating money shall be taken up or acted upon by the Senate until one day after it shall have been reported by the committee to whom it was referred, unless by a vote of two-thirds of the members present."

On motion of Mr. Deneale, the proposed rule was laid upon the table.

The bill entitled, "An act to increase the capital stock of the Clarksburg and Buchanan turnpike company, and to change the terminus of their road," was taken up.

The amendment reported by the committee to "strike out the second section," on the question put thereupon, was agreed to by the Senate.

Mr. Deneale moved, further, to amend the bill by striking out "five thousand" and inserting, in lieu thereof, the words "two thousand," and, on the question put thereupon, was agreed to by the Senate.

The question was then put upon the bill as amended, and passed by the Senate.

Mr. Thompson of A. moved to amend the title by striking out the words "and to change the terminus of their road," which was agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill entitled, "An act to incorporate the Roanoke Valley railroad company," was taken up as the order of the day.

Mr. Thompson of A. offered the following section, in lieu of the fourth section stricken out:

"§ 4. No part of the subscription to be made, on the part of the Commonwealth and authorised by the second section of this act, shall be paid, until the Roanoke Valley railroad company shall obtain from the State of North Carolina, in binding form, the right of way in that State, for so much of the line of their said road, as shall lie between the Virginia line and its junction with the Raleigh and Gaston railroad, and upon terms at least as favorable in all respects, as those prescribed in an act, recently passed by the Legislature of North Carolina, entitled an act, "To incorporate the Roanoke Valley railroad company," which he subsequently withdrew, at the request of Mr. Carrington.

Mr. Thompson of D. moved that the bill be indefinitely postponed:

Mr. Ward moved that the previous question be now put, which was agreed to by the Senate.

On the question being put, upon the indefinite postponement of the bill, it was decided in the negative. Ayes 6—Noes 19.

The ayes and noes, upon that question, being required by Mr. Carrington, seconded by Mr. Deneale, were as follow:

Ayes—Messrs. Tribble, Daniel, Opie, Harvey, Thompson of D., and Ambler—6.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Carlile, Carrington, Isbell, Pitts, Shackelford, Tate, French, Turner, Deneale, Grantham, Cowen, Thomas, Layne and Ward—19.

The question was then put upon the bill and passed by the Senate.

On motion of Mr. Carrington the 29th rule was suspended, so far as relates to said bill and such others heretofore passed by the Senate.

Ordered, That Mr. Carrington communicate said bills to the House of Delegates, and request their concurrence in the amendments.

The bill, "To incorporate the Providence and Potomac plank road," on motion of Mr. Thomas, was taken up.

Mr. Barbee offered the following amendment, to come in before the commencing clause:

Be it further enacted, That no part of the provisions of the above act shall be carried into effect, until the Board of Public Works shall have appointed a competent Engineer to survey the route proposed for the construction of said road, whose duty it shall be to report an estimate of the costs thereof as well as such facts as it may be in his power to furnish as to the extent of injury, if any, that may result to other works of improvement, by the construction of said road. After such report shall have been made, the Board of Public Works may, or may not, subscribe to the stock of said company as they may deem expedient.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. West, were as follow:

Ayes—Messrs. Woods, Thompson of A., Horner, Barbee, Carlile, Isbell, Shackelford, Tate, French, Turner, Stanard, Deneale, Cowen, Thomas, Layne, West and Ward—17.

Noes—Messrs. Daniel, Opie, Harvey, Grantham, Thompson of D., and Ambler—6.

On the question put upon the bill, as amended, it was passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill entitled, "An act providing for constructing the Black Lick and Plaster Banks road, in Wythe and Smyth counties," was taken up.

The committee reported the following amendments:

1. 4th line, 2d Section, strike out the word "twenty" and insert "sixteen."

2. "Provided, however, That the cost of constructing the same shall not exceed four hundred dollars per mile," and on the question, severally, put thereupon, were adopted by the Senate.

The bill, as amended, was read the third time and passed. Ayes 17—Noes 4.

The ayes and noes, upon that question, being required by Mr. Thompson of D., seconded by Mr. Carlile, were as follow;

Ayes—Messrs. Woods, Thompson of A., Horner, Barbee, Carlile, Carrington, Shackelford, Tate, French, Turner, Stanard, Deneale, Grantam, Cowen, Layne, West and Ward—17.

Noes—Messrs. Tribble, Daniel, Harvey and Thompson of D.—4.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

On motion of Mr. Thompson of D.

The Senate then adjourned until to-morrow, eleven o'clock.

WEDNESDAY, MARCH 5, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, March 4, 1851,

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act increasing the capital stock of the Guyandotte navigation company;" "An act to amend an act, entitled, an act providing for constructing a road from the Giles, Fayette and Kanawha turnpike in Raleigh, to the North Carolina line in Grayson county;" "An act to incorporate the Roanoke Valley railroad company;" "An act in relation to the road from James Shannon's in Wyoming to the mouth of East river in Giles county;" "An act authorizing an inspection of Tobacco at Buffalo in the county of Putnam;" "An act to incorporate the Potomac turnpike company;" and, "An act to incorporate the Fairfax Academy."

They have adopted a resolution to re-let, under certain circumstances, the construction of the Southwestern road.

And have passed bills, entitled, "An act authorising an increase of the capital stock of the Orange and Alexandria railroad company;" "An act changing the name of John James Wells to that of Lackland, and for other purposes;" "An act changing the mode of appointment and tenure of office of the directors of the Eastern and Western Lunatic Asylums;" and, "An act to incorporate the Merchants Bank of Virginia."

In which resolution and bills they request the concurrence of the Senate.

The "Resolution to re-let, under certain circumstances, the construction of the Southwestern road," was twice read, and committed to the Committee of General Laws.

The bill, "Authorising an increase of the capital stock of the Orange and Alexandria railroad company;" was read the first and second times, and committed to the Committee of Internal Improvement.

The bills, "Changing the name of John James Wells to that of Lackland, and for other purposes;" "Changing the mode of appointment and tenure of office of the directors of the Eastern and Western Lunatic Asylums;" and "To incorporate the Merchants Bank of Virginia," were read the first and second times, and committed to the Committee of General Laws.

Mr. Deneale, from the Committee of Internal Improvement, reported bills, "To amend an act, passed February 18th, 1850, entitled, an act to incorporate the Hedgesville and Potomac turnpike company," and, "To amend an act, passed March 18th, 1850, entitled, an act to incorporate the Rockingham turnpike company," without amendment.

Also, the bill, "To incorporate the Tazewell Courthouse and Saltville turnpike company," with amendment.

Mr. Ambler, from the Committee of General Laws, reported the bill, entitled, "An act to incorporate the Labanon Academy," with amendment.

On motion of Mr. Kinney,

The proposition offered by him, on yesterday, as one of the rules of the Senate, was taken up.

Mr. Shackelford moved that it be indefinitely postponed.

Mr. Ward moved that the previous question be now put.

And, on the question put thereupon, it was agreed to by the Senate.

On the question being put on Mr. Shackelford's motion to postpone indefinitely, it was decided in the negative. Ayes 9—Noes 19.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Ward, were as follow :

Ayes—Messrs. Horner, Carlile, Shackelford, Tate, French, Edmiston, Cowen, West and Ward—9.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Kinney, Daniel, Isbell, Pitts, Opie, Turner, Stanard, Harvey, Deneale, Grantham, Thompson of D., Catlett, Ambler, Thomas and Layne—19.

Mr. Deneale moved, the following resolution, as a substitute for Mr. Kinney's proposition: *Resolved*, That all bills appropriating money and the tax bill, after they shall have been reported from the committee to whom they have been referred, shall be printed for the use of the Senate."

Mr. Stanard moved that the previous question be now put.

And, on the question put thereupon, it was agreed to by the Senate.

The question was then put, upon Mr. Deneale's amendment, and agreed to by the Senate. Ayes 18—Noes 11.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Tribble, Thompson of A., Kinney, Barbee, Carlile, Daniel, Pitts, Shackelford, Opie, Turner, Harvey, Deneale, Thompson of D., Catlett, Ambler, Thomas, Layne and Ward—18.

Noes—Messrs. Dennis, (Speaker,) Woods, Horner, Isbell, Tate, French, Stanard, Grantham, Edmiston, Cowen and West—11.

On the question being put, upon the proposition of Mr. Kinney, as amended, it was agreed to by the Senate. Ayes 16—Noes 13.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Opie, were as follow :

Ayes—Messrs. Tribble, Thompson of A., Kinney, Barbee, Daniel, Pitts, Opie, Turner, Harvey, Deneale, Thompson of D., Catlett, Ambler, Thomas, Layne and Ward—16.

Noes—Messrs. Dennis, (Speaker,) Woods, Horner, Carlile, Isbell, Shackelford, Tate, French, Stanard, Grantham, Edmiston, Cowen and West—13.

The bill, entitled, "An act to postpone the Elections for the present year, and for other purposes," was taken up as the order of the day.

On motion of Mr. Stanard,

The Senate resolved itself into a Committee of the Whole, Mr. Barbee in the Chair.

The Speaker resumed the Chair.

Mr. Barbee reported that the Committee of the Whole have had the bill, "To postpone the Elections for the present year, and for other purposes," under consideration, and asked to be discharged from the further consideration thereof.

Mr. Deneale moved that the bill be referred to the Committee of Courts of Justice.

Mr. Catlett moved that the bill be indefinitely postponed.

The following message was received from the House of Delegates by Mr. Russell :

Mr. Speaker,—The House of Delegates have passed a bill, entitled, "An act to incorporate the Wellsburg and Bethany railroad company, and for other purposes," in which they request the concurrence of the Senate.

On motion of Mr. Stanard it was Resolved, that when the Senate adjourns to-day, it will adjourn to meet to-morrow, at 10 o'clock.

On motion of Mr. Woods,

The Senate then adjourned until to-morrow, ten o'clock.



THURSDAY, MARCH 6, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 5, 1851.

The House of Delegates have passed bills, entitled, "An act appropriating the Public Revenue, and for other purposes;" "An act to widen and complete the Sistersville and Salem turnpike road;" "An act authorising the Governor and Superintendent of weights and measures to contract for, and have manufactured in Virginia, weights and measures for each county and corporation in the State;" "An act to empower the Kanawha Lodge, No. 73, of Independent Order of Odd-Fellows, to erect a Hall in the town of Charleston, in the county of Kanawha;" "An act to authorise an increase of the capital stock of the Tazewell Courthouse and Fancy Gap turnpike;" "An act to amend the act of March 19th, 1850, entitled, an act to provide for the construction of a Bridge across New River in Giles county;" "An act changing the time for the commencement of the act, entitled, an act authorising the qualified voters of the town of Lynchburg to elect a Mayor, and for other purposes;" "An act extending the Floyd Courthouse and Hillsville turnpike road in the county of Floyd, and for other purposes;" "An act extending the corporate limits of the town of Parkersburg in the county of Wood, and for other purposes;" "An act to incorporate the Providence Branch plank road company:" In which they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz :

"To incorporate the Wellsburg and Bethany railroad company, and for other purposes;" "To incorporate the Providence Branch plank road company;" "Extending the Floyd Courthouse and Hillsville turn-

pike road in the county of Floyd, and for other purposes;" "To widen and complete the Sistersville and Salem turnpike road;" "To amend the act of March 19th, 1850, entitled, an act to provide for the construction of a Bridge across New River in Giles county;" and "To authorise an increase of the capital stock of the Tazewell Courthouse and Fancy Gap turnpike."

The following bills were read the first and second times, and committed to the Committee of General Laws, viz :

"Appropriating the Public Revenue, and for other purposes;" "Extending the corporate limits of the town of Parkersburg in the county of Wood, and for other purposes;" "Changing the time for the commencement of the act, entitled, an act authorising the qualified voters of the town of Lynchburg to elect a Mayor, and for other purposes;" "To empower the Kanawha Lodge, No. 73, of Independent Order of Odd-Fellows to erect a Hall in the town of Charlestown, in the county of Kanawha;" and, "Authorising the Governor and Superintendent of weights and measures to contract for, and have manufactured in Virginia, weights and measures for each county and corporation in the State."

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "Authorising an increase of the capital stock of the Orange and Alexandria railroad company," without amendment.

On motion of Mr. Deneale, it was resolved by the Senate, that no bill hereafter shall be printed, unless called for by a member of the Senate."

The bill, "To increase the capital stock of the New Market and Sperryville turnpike company," was taken up and read the third time; and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To postpone the Elections for the present year, and for other purposes," was taken up as the unfinished business of yesterday, the question pending, was the motion of Mr. Catlett, to postpone the bill indefinitely.

Mr. Shackelford moved that the previous question be now put; and, on the question put thereupon, was agreed to by the Senate.

On the question being put, upon Mr. Catlett's motion to postpone the bill indefinitely, it was decided in the negative. Ayes 9—Noes 19.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Woods, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Barbee, Carlile, Daniel, Isbell, Harvey, Crump, Catlett and Ambler—9.

Noes—Messrs. Woods, Tribble, Thompson of A., Horner, Kinney, Shackelford, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Thomas, Layne and West—19.

The following message was received from the House of Delegates by Mr. Ferguson :

Mr. Speaker,—The House of Delegates have passed the bill, entitled, "An act providing for the construction of a Railroad to the Ohio river, and for other purposes," in which they request the concurrence of the Senate.

Mr. Deneale withdrew his motion, of yesterday, to refer the bill, "To postpone the Elections for the present year, and for other purposes," to the Courts of Justice.

Mr. Carlile moved to amend the bill by striking out the first section; and, on the question put thereupon, was agreed to by the Senate. Ayes 23—Noes 4.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Cowen, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Horner, Kinney, Barbee, Carlile, Daniel, Isbell, Opie, Tate, French, Turner, Harvey, Deneale, Grantham, Cowen, Crump, Thompson of D., Catlett, Ambler, Layne and West—23.

Noes—Messrs. Thompson of A., Shackelford, Edmiston and Thomas—4.

Mr. Catlett, moved, further, to amend the bill by striking out the second Section.

Mr. Woods moved an amendment, by way of substitute to the bill, and that it be printed.

Mr. Kinney moved that the bill and amendments be committed to the Committee of General Laws.

Mr. Woods moved that they be referred to a Committee of thirteen, which was disagreed to by the Senate.

Mr. Shackelford moved that the previous question be now put; and, on the question put thereupon, it was agreed to by the Senate.

On the question being put upon Mr. Kinney's motion to commit the bill to the Committee of General Laws, it was disagreed to by an equal division of the Senate. Ayes 14—Noes 14.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Shackelford, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Barbee, Carlile, Daniel, Opie, French, Turner, Harvey, Deneale, Crump, Ambler and Thomas—14.

Noes—Messrs. Woods, Tribble, Horner, Isbell, Shackelford, Tate, Stanard, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Layne and West—14.

Mr. Tribble moved that the Senate do now adjourn; and, on the question put thereupon, it was disagreed to by an equal division of the Senate. Ayes 14—Noes 14.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Cowen, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Horner, Kinney, Opie, Tate, French, Turner, Harvey, Grantham, Thompson of D., and Thomas—14.

Noes—Messrs. Barbee, Carlile, Daniel, Isbell, Shackelford, Stanard, Deneale, Edmiston, Cowen, Crump, Catlett, Ambler, Layne and West—14.

Mr. Shackelford moved that the bill and amendments be indefinitely postponed.

Mr. Carlile moved that the previous question be now put; and, on the question put thereupon, it was agreed to by the Senate. Ayes 16—Noes 12.

The ayes and noes, upon that question, being required by Mr. Stanard, seconded by Mr. Opie, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Kinney, Barbee, Carlile, Daniel, Isbell, Shackelford, Opie, French, Harvey, Deneale, Grantham, Edmiston, Crump, Catlett and Layne—16.

Noes—Messrs. Woods, Tribble, Thompson of A., Horner, Tate, Turner, Stanard, Cowen, Thompson of D., Ambler, Thomas and West—12.

Mr. Stanard moved that the Senate do now adjourn, which was disagreed to by the Senate. Ayes 11—Noes 16.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Edmiston, were as follow :

Ayes—Messrs. Woods, Tribble, Thompson of A., Horner, Kinney, Opie, Tate, Turner, Stanard, Harvey and Thompson of D.—11.

Noes—Messrs. Dennis, (Speaker,) Barbee, Carlile, Daniel, Isbell, Shackelford, French, Deneale, Grantham, Edmiston, Cowen, Crump, Catlett, Ambler, Layne and West—16.

Mr. Thompson of D. renewed the motion for an adjournment, which was agreed to by the Senate. Ayes 18—Noes 7.

The ayes and noes upon that question, being required by Mr. Shackelford, seconded by Mr. Grantham, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Kinney, Daniel, Opie, Tate, French, Turner, Stanard, Harvey, Grantham, Cowen, Thompson of D., Ambler, Thomas and West—18.

Noes—Messrs. Barbee, Carlile, Isbell, Shackelford, Deneale, Edmiston and Crump—7.

The Senate then adjourned until to-morrow, eleven o'clock.



FRIDAY, MARCH 7, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 6, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act to repeal part of an act, passed 7th February, 1850, entitled, an act to increase the capital stock of the Morgantown and Bridgeport turnpike company ;" "An act to increase the capital stock of the Clarksburg and Buchanan turnpike company, and to change the terminus of their road ;" "An act providing for constructing the Black Lick and Plaster Banks turnpike road in Wythe and Smyth counties."

They have passed bills, entitled, "An act to incorporate the Ritchie and Gilmer turnpike company ;" "An act divorcing Melinda S. Jones from her husband George Jones ;" "An act for the relief of John Avis of the county of Jefferson ;" "An act for the relief of William O. Jordan ;" "An act for the relief of F. P. Redman ;" "An act for the relief of Robert Allison ;" and, "An act to authorise separate elections in certain counties, and to change the place of holding certain others."

And have adopted a Resolution allowing to the Charleston, Ripley and Parkersburg turnpike company, further time to carry out the provisions of its Charter.

In which bills and resolution they request the concurrence of the Senate.

The bill, entitled, "An act to incorporate the Ritchie and Gilmer turnpike company," was read the first and second times, and committed to the Committee of Internal Improvement.

The bill, entitled, "An act divorcing Melinda S. Jones from her husband George Jones," was read the first and second times, and committed to the Committee of Courts of Justice.

The following bills were read the first and second times, and committed to the Committee of Claims, viz :

"For the relief of John Avis of the county of Jefferson;" "For the relief of William O. Jordan;" "For the relief of F. P. Redman;" and, "For the relief of Robert Allison."

The bill, entitled, "An act to authorise separate elections in certain counties, and to change the place of holding certain others," was read the first and second times, and committed to the Committee of General Laws.

The "Resolution allowing to the Charleston, Ripley and Parkersburg turnpike company, further time to carry out the provisions of its Charter," was twice read and agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Providing for the construction of a Railroad to the Ohio river, and for other purposes," was read the first and second times and committed to the Committee of Internal Improvement.

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills without amendment, viz :

"To widen and complete the Sistersville and Salem turnpike road," with a recommendation that it be rejected; "To incorporate the Providence Branch plank road company;" "To incorporate the Wellsburg and Bethany railroad company, and for other purposes;" "To authorise an increase of the capital stock of the Tazewell Courthouse and Fancy Gap turnpike;" "To amend the act of March 19th, 1850, entitled, an act to provide for the construction of a Bridge across New River in Giles county;" and, "Extending the Floyd Courthouse and Hillsville turnpike road in the county of Floyd, and for other purposes."

The bill, entitled, "An act to postpone the Elections for the present year, and for other purposes," was taken up as the unfinished business of yesterday.

The question was then put, upon Mr. Shackelford's motion to postpone the bill and amendments indefinitely, and decided in the negative. Ayes 10—Noes 19.

The ayes and noes, upon that question, being required by Mr. Thompson of A., seconded by Mr. Carlile, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Horner, Barbee, Carlile, Daniel, Isbell, Shackelford, Harvey, Catlett and Ambler—10.

Noes—Messrs. Rives, Woods, Tribble, Thompson of A., Kinney, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Thomas, Layne, West and Ward—19.

On motion of Mr. Kinney, the bill entitled, "An act providing for the construction of a Railroad to the Ohio river, and for other purposes," and a substitute proposed by Mr. Ward, were ordered to be printed.

On motion of Mr. Carlile,

The bill, "To postpone the Elections for the present year," was referred to the Committee of General Laws. Ayes 16—Noes 12.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Deneale, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Barbee, Carlile, Daniel, Shackelford, French, Turner, Harvey, Deneale, Catlett, Ambler, Thomas, Layne, West and Ward—16.

Noes—Messrs. Rives, Woods, Tribble, Horner, Isbell, Opie, Tate, Stanard, Grantham, Edmiston, Cowen and Thompson of D.—12.

On motion of Mr. Stanard,

The Senate took a recess until four o'clock.

Mr. Ambler, from the Committee of General Laws, reported the bill, "Appropriating the Public Revenue, and for other purposes."

The committee reported an amendment, to come in after the word "building" in the 4th line from the bottom of the second page "for servant (Henry) for making fires, cleaning up the Senate Chamber and the Clerk's Office and Committee room of the Senate, one hundred and twenty-five dollars."

Mr. Woods moved to amend the amendment by striking out "one hundred and twenty-five dollars" and inserting "one dollar per day" in lieu thereof; and, on the question put thereupon, was disagreed to by the Senate.

Mr. Horner moved to amend the amendment by inserting "one hundred and fifty" in lieu of "one hundred and twenty-five"; and, on the question put thereupon, it was agreed to by the Senate. Ayes 12—Noes 10.

The ayes and noes upon that question, being required by Mr. Horner, seconded by Mr. Deneale, were as follow:

Ayes—Messrs. Thompson of A., Horner, Barbee, Opie, Turner, Deneale, Edmiston Catlett, Ambler, Thomas, West and Ward—12.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Daniel, Isbell, Shackelford, Tate, French, Cowen and Thompson of D.—10.

The question being put, upon the amendment as amended, it was agreed to by the Senate. Ayes 16—Noes 7.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Woods, were as follow:

Ayes—Messrs. Tribble, Thompson of A., Horner, Barbee, Opie, French, Turner, Deneale, Grantham, Edmiston, Thompson of D., Catlett, Ambler, Thomas, West and Ward—16.

Noes—Messrs. Dennis, (Speaker,) Woods, Daniel, Isbell, Shackelford, Tate and Cowen—7.

The bill, as amended, was read the third time and passed.

On motion of Mr. Deneale, the 29th rule was suspended, so far as relates to the said bill.

Ordered, That Mr. Ambler inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To authorise a Joint Stock company to erect a Town Hall in Charlottesville, and for other purposes," was taken up and read the third time, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "For the relief of Isaac A. Goddard, and for other purposes," was taken up; and, on motion of Mr. Deneale, laid upon the table.

The bill, "Suspending the provisions of the forty-second section of the thirty-eighth chapter of the Code of Virginia for a limited time," was taken up; and, on motion of Mr. Deneale, laid upon the table.

The bill, "To incorporate the Salem and Harrisville turnpike company," was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Tazewell Courthouse and Saltville turnpike company," was taken up.

The Committee reported the following amendments:

1st Amendment, Section 1st, 4th line, strike out the word "Macadamized" and insert "turnpike".

2d, Same line, strike out the words "and by Saltville" and insert "to Saltville".

3d, 5th and 6th lines, strike out the words "and conflicting with the Virginia and Tennessee railroad, at the most convenient point to be designated by the Engineer".

4th, 4th section, 1st line, strike out "three hundred" and insert "one hundred and twenty".

5th, In the 6th line, strike out "shall be paved" and insert "may be paved".

6th, 5th section, 2d line, strike out "six hundred" and insert "two hundred and forty", and in same line strike out "thirty" and insert "twelve".

7th, 2d section, 4th line, strike out after the word "individuals" to the end of the seventh line and insert, "after the question of subscription or no subscription shall have been submitted to a vote of the people of said counties as prescribed in the Code of Virginia."

8th, To come in before the commencing clause.

"And provided further, That the construction of said road shall not cost more than four hundred dollars per mile, except such parts thereof as may be Macadamized".

On the question put upon the said amendments, they were agreed to by the Senate.

The bill, as amended, was read the third time, and on the question put thereupon, passed by the Senate. Ayes 14—Noes 6.

The ayes and noes, upon that question, being required by Mr. Catlett, seconded by Mr. Thompson of D., were as follow:

Ayes—Messrs. Dennis, (Speaker), Thompson of A., Horner, Barbee, Shackelford, Tate, French, Turner, Stanard, Deneale, Edmiston, Cowan, West and Ward—14.

Noes—Messrs. Woods, Tribble, Daniel, Thompson of D., Catlett and Ambler—6.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The following bills were taken up, read the third time and passed, viz:

"An act to amend an act, passed February 18th, 1850, entitled, an act to incorporate the Hedgesville and Potomac turnpike company," and,

"An act to amend an act, passed March 18th, 1850, entitled, an act to incorporate the Rockingham turnpike company,"

Ordered, That the Clerk inform the House of Delegates thereof

The bill, "To incorporate the Lebanon Academy," was taken up.

The amendment reported by the committee, Section 3d, 9th line, strike out the words "any Court of Record in this Commonwealth" and insert "the Circuit Court of Russell county," on the question put thereupon, was agreed to by the Senate.

On the question put upon the bill, as amended, it was passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "Authorising an increase of the capital stock of the Orange and Alexandria railroad company," was taken up, read the third time and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To widen and complete the Sistersville and Salem turnpike road;" was taken up and read the third time.

On motion of Mr. Thomas, the bill was laid upon the table.

The bill, "To incorporate the Providence Branch plank road company;" was taken up, read the third time and passed by the Senate. Ayes 19—Noes 4.

The ayes and noes, upon that question, being required by Mr. Thompson of D., seconded by Mr. Ambler, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Barbee, Isbell, Shackelford, Opie, Tate, French, Turner, Deneale, Grantham, Edmiston, Cowen, Thomas, Layne, West and Ward—19.

Noes—Messrs. Daniel, Thompson of D., Catlett and Ambler—4.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Catlett,

The Senate then adjourned until to-morrow, eleven o'clock.



SATURDAY, MARCH 8, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, March 7, 1851.

The House of Delegates have passed bills, entitled, "An act authorising an additional subscription on the part of the State, to the stock of the Red and Blue Sulphur Springs turnpike company;" "An act to amend the act passed March 12, 1850, entitled, an act to incorporate the Fairmont and Palatine bridge company;" "An act to amend the act, passed February 2, 1850, for continuing the Beverley and Fairmont road, and for other purposes;" "An act authorising the issue of Conpon bonds;" "An act authorising an increase of the capital stock of the Junction Valley turnpike company by private subscription, and for other purposes;" and, "An act authorising the Kempsville canal company, to increase their capital stock, and for other purposes." In which they request the concurrence of the Senate.

They agree to the amendment proposed by the Senate to the bill, entitled, "An act appropriating the public revenue, and for other purposes."

And the committee on their part, appointed to examine enrolled bills, have examined sundry such bills, which having been found truly enrolled, are herewith communicated for further examination and signature.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz: "Authorising an additional subscription on the part of the State, to the stock of the Red and Blue Sulphur Springs turnpike company;" "To amend the act passed March 12, 1850, entitled, an act to incorporate the Fairmont and Palatine bridge company;" "To amend the act passed February 2, 1850, for constructing the Beverley and Fairmont road, and for other purposes;" "Authorising an increase of the capital stock of the Junction Valley turnpike company, by private subscription, and for other purposes;" and, "To authorise the Kempsville canal company to increase their capital stock, and for other purposes."

The bill, "Authorising the issue of Coupon bonds," was read the first and second times, and committed to the Committee of General Laws.

Ordered, That Messrs. Thompson of D., Catlett, Crump, Thomas, Layne, West and Ward, be appointed a committee to examine enrolled bills.

Mr. Horner, from the Committee of Internal Improvement, reported the bill, "To incorporate the Ritchie and Gilmer turnpike company," with amendment.

Mr. Ambler, from the Committee of General Laws, reported bills, "To authorise a separate election in certain counties and to change the place of holding certain others;" "Authorising the Governor and Superintendent of Weights and Measures, to contract for, and have manufactured in Virginia, weights and measures for each county and corporation in the State;" "Changing the time for the commencement of the act, entitled, an act authorising the qualified voters of the town of Lynchburg to elect a Mayor, and for other purposes;" "Changing the name of John James Wells to that of Lackland, and for other purposes;" "To declare the Big Reed Island river, in the county of Carroll, a public highway;" and, "Changing the mode of appointment and tenure of office of the directors of the Eastern and Western lunatic asylums," without amendment; and, bills, "To incorporate the merchants Bank of Virginia;" "To empower the Kanawha Lodge No. 73, of Independent Order of Odd Fellows, to erect a Hall in the town of Charleston in the county of Kanawha;" "Imposing taxes for the support of government;" and, "To incorporate the Wellsburg Female Seminary;" with amendments.

Mr. Shackelford, from the Committee of Courts of Justice, reported the bill, "Divorcing Melinda S. Jones from her husband George Jones;" without amendment.

The bill, "To incorporate the Wellsburg and Bethany rail road company, and for other purposes," was taken up, and read the third time, and, on motion of Mr. Shackelford, was laid upon the table, ordered to be printed, and made the order of the day for Tuesday.

Mr. Shackelford moved that the Committee of General Laws be discharged from the further consideration of the bill, "To postpone the elections for the present year, and for other purposes.

And, on the question put thereupon, it was disagreed to by the Senate.

The bill, "To authorise an increase of the capital stock of the Tazewell courthouse and Fancy Gap turnpike," was read the third time, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To amend the act of March 19, 1850, entitled, an act to provide for the construction of a bridge across New river in Giles county," was taken up.

Mr. Deneale moved to amend the bill by striking out the word "one" in the 3d line of 2d section, and inserting "three;" and, on the question put thereupon, it was agreed to by the Senate.

The bill, as amended, was then read the third time, and, on motion of Mr. Deneale, laid upon the table.

The bill, "Extending the Floyd courthouse and Hillsville turnpike road in the county of Floyd, and for other purposes," was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Carlile moved to take up a resolution heretofore offered by him, that when the Senate adjourns on the 24th instant, it will, with the consent of the House of Delegates, adjourn to meet again on the first Monday in December next.

On the question put thereupon, it was disagreed to by the Senate. Ayes 10—Noes 11.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Horner, were as follow:

Ayes—Messrs. Barbee, Carlile, Shackelford, Opie, Tate, Graestham, Cowen, Thompson of D., Catlett and West—10.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Daniel, Isbell, French, Turner and Crump—11.

The bill, "Explanatory of an act passed the tenth day of March, 1849, concerning the Virginia Regiment of Volunteers," on motion of Mr. Crump, was taken up; pending the discussion of which,

On motion of Mr. Thompson of D.,

The Senate then adjourned until Monday next, eleven o'clock.



MONDAY, MARCH 10, 1851.

Mr. Daniel, from the Committee of Claims, reported the bill, "For the relief of William O. Jordan," without amendment.

Mr. Deneale, from the Committee of Internal Improvement, reported bills, "Authorising an additional subscription on the part of the State to the stock of the Red and Blue Sulphur Springs turnpike company;" "Authorising the Kempsville canal company to increase their capital stock, and for other purposes;" "To amend the act passed March 12, 1850, entitled, an act to incorporate the Fairmont and Palatine bridge company;" without amendment, and the bill, "To amend the act passed February 2, 1850, for continuing the Beverley and Fairmont road, and for other purposes;" with amendment: also, the bill, "Providing for the construction of a railroad to the Ohio river, and for other purposes;" without amendment.

Mr. Ambler, from the Committee of General Laws, reported bills, "Extending the corporate limits of the town of Parkersburg in the county of Wood, and for other purposes;" and, "To postpone the elections for the present year, and for other purposes;" with amendments.

The Speaker laid before the Senate, a communication from the Governor, announcing the death of Judge Francis T. Brooke, which, being read, on motion of Mr. Woods, was laid upon the table.

The bill, "Explanatory of an act passed the tenth day of March, 1849, concerning the Virginia Regiment of Volunteers," coming up as the unfinished business, was passed by for the present.

The bill, "To incorporate the Ritchie and Gilmer turnpike company," was taken up.

The committee reported the following amendments:

2d section, 8th line, strike out the word "five" and insert "four" strike out all after the word "provided" in the fifth line, to the word "that" in the seventh line of the third section:—To come in before the commencing clause, "Provided the construction of said road shall not exceed four hundred dollars per mile."

And, on the question put thereupon, they were agreed to by the Senate.

The bill, as amended, was read the third time, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To postpone the elections for the present year, and for other purposes," on motion of Mr. Stanard, was taken up.

The committee reported the following amendment as a substitute for the whole bill, viz:

Whereas, the convention of the people of this Commonwealth, now in session, under and by virtue of "An act to take the sense of the people, upon the call of a convention and providing for organizing the same, passed March 4th, 1850," have not as yet concluded their labours, and it is not expected that they will do so, during the present session of this Legislature. And, whereas, if said convention shall agree upon an amended constitution in the recess of the Legislature, it will be desirable to the good people of this Commonwealth, that the same shall be submitted to them, at the earliest proper day for their acceptance or rejection; and, if approved and ratified by them, that provision may be made by law, for speedily organizing the government under such amended constitution:

§ 1. *Be it therefore enacted by the General Assembly of Virginia*, That if the said convention, on or before the first day of July, 1851, shall have agreed upon an amended constitution, it shall be the duty of its presiding officer, instead of certifying a copy of such constitution to the Legislature as provided by the fourteenth section of the act aforesaid; he shall certify a copy thereof to the Governor of this Commonwealth.

§ 2. It shall be the duty of the Governor, upon the receipt of such certified copy, forthwith by proclamation, to be published in such public newspapers of this State, as may be deemed sufficient to announce the fact; and moreover to annex to his proclamation, a copy of such amended constitution, together with any schedule thereto annexed. Which proclamation, constitution and schedule annexed, shall be published as aforesaid,

for the period of one month, and ten printed copies thereof and of this act, shall be by the Governor forthwith transmitted by mail to the clerk of each county and corporation court in this Commonwealth, to be, by such clerk submitted to the examination of any person who may desire the same.

§ 3. And thereupon, it shall be the duty of the officers and commissioners authorised to conduct general elections within this Commonwealth under the Code of Virginia, and at the places appointed by law for holding such elections, on the second Thursday in September next, to open a separate poll book, in the manner, and for the purposes hereinafter prescribed. The said poll book shall be headed "The Constitution as amended," and shall contain two separate columns, the first column shall be headed "For ratifying," and the second column shall be headed "For rejecting." And it shall further be the duty of the said officers, at the elections aforesaid, to receive the votes of all such persons as shall by the amended constitution be authorised to vote for members of the most numerous branch of the Legislature, or by the said convention shall be authorised to vote on the ratification or rejection of the new constitution; to be recorded in the poll book hereinbefore required to be, by them, opened. The names of all such persons as shall vote as aforesaid for ratifying or rejecting such constitution, shall be inserted in the appropriate column of the said book. The polls authorised by this section shall be kept open for the space of three days. But no person shall be permitted to vote on the question, more than once, either in the same county or corporation or in different counties and corporations.

§ 4. The oaths of the officers and commissioners conducting the election authorised by the preceding section, the polls shall be taken, verified and certified, the officers to examine and correct the polls and the result of the election to be returned to the Governor and the form of the return and affidavit thereto, the penalty for illegal voting and the privilege of elector, shall be governed in all things *mutatis mutandis* by the second, third, fourth, seventh and eighth sections of the act referred to in the preamble of this act.

§ 5. It shall be the duty of the Governor and Council to ascertain the result as exhibited by said statement of the polls, and as soon as may be thereafter, the Governor shall declare the same by his proclamation (giving the aggregate vote in the State for and against the amended Constitution) to be published in such newspapers, as in his opinion, will be best calculated to diffuse general information thereof, at least once a week until the day of election in this section hereafter appointed. And if it be ascertained, that a majority of the votes cast are in favor of ratifying the amended Constitution the Governor shall at the same time and in like manner make proclamation for holding on the first Thursday in November next, a general election throughout the State for Delegates and Senators to the Legislature, according to the apportionment and districts prescribed in such amended Constitution or any schedule thereto annexed.

§ 6. If an amended Constitution be ratified and proclaimed as provided for in the next preceding section, then the officers and commissioners authorised by the Code of Virginia, to hold and conduct general elections

to the Legislature and make returns thereof shall hold, conduct and due return make of the election also authorised by the same section, governing themselves and being governed *mutatis mutandis* by the provisions of the said Code.

§ 7. The election for members of the House of Representatives in the Congress of the United States and for members of the General Assembly of Virginia, under the existing Constitution is hereby postponed until the first Thursday in November next. And if an amended Constitution shall, on or before the first day of July, 1851, be proposed by the Convention and ratified by the people at the election authorised by the third section of this act, then the election of members of the General Assembly, under the existing Constitution, shall be postponed indefinitely.

§ 8. But if the said Convention, shall not propose an amended Constitution on or before the first day of July, 1851, but shall propose such Constitution and furnish the Governor with a copy thereof, on or before the first day of August, 1851, it shall be the duty of the Governor forthwith to make proclamation of the fact and to publish in the newspapers, and transmit printed copies to the Clerk of each county and corporation court in like manner as he is directed to do in and by the second section of this act.

§ 9. And if the said Convention shall not propose an amended Constitution on or before the first day of July, 1851, but shall propose such, on or before the first day of August, 1851, it shall be the duty of the officers and commissioners, who shall conduct the elections for members of the General Assembly on the first Thursday in November next, to open poll books for submitting "The Constitution as amended" for the ratification or rejection of the voters, governing themselves in all things also by the provisions of the third and fourth sections of this act, with the exception that the returns of the result of the voting shall be made to the next Legislature instead of the Governor.

§ 10. The next Session of the General Assembly shall commence on the second Monday in January, 1852, instead of the time now fixed by law.

§ 11. This act shall be in force from its passage.

Mr. Woods offered the following, as an amendment, to the amendment proposed by the committee :

Be it enacted by the General Assembly, That if the Convention now assembled in the city of Richmond, shall agree upon an amended Constitution, it shall be the duty of the Executive, by proclamation, to require the persons whose duty it is to superintend and conduct elections for members of the General Assembly, within two months after the adjournment of the said Convention, to open polls at the places designated by law, in the several counties and towns of the Commonwealth, and to submit the said amended Constitution, to the voters therein legally qualified to vote for members to the General Assembly, for ratification or rejection. Said polls to be conducted according to the provisions of the Code in relation to the elections of members of the General Assembly, and to be kept open for three days. Such persons or officers before entering on the discharge of their duties, to take and subscribe an oath or

and has, to admit all persons entitled, to vote for the ratification or rejection of the amended Constitution, and to reject all not so entitled, and to make a true return of all votes so given. Which oath or affirmation the Magistrate shall attest, and return to the Clerk of the County Court to be by him carefully preserved.

2. The officers or persons conducting the poll at the Courthouse in each county and town, within six days after the close of such poll, shall make out and transmit to the Executive a statement, to be verified by oath or affirmation annexed thereto, exhibiting the number of votes cast for the ratification and for the rejection of the amended Constitution in such county or town.

3. When a full return of all the polls so taken in the Commonwealth shall have been received and examined, if it appear that a majority of the votes given are for the ratification of the said amended Constitution, it shall be the duty of the Executive to make known the result by proclamation, and to require the proper officers and persons on a certain day to be therein specified, within days after said ratification, to hold and conduct elections in the several counties, towns and election districts, for the election of Senators and Delegates to the General Assembly, according to the provisions of the amended Constitution, and the provisions of the Code of Virginia, for the election of Senators and Delegates to the General Assembly, except so far as the same may be changed by the amended Constitution and the provisions of this act.

4. The election of members to the General Assembly shall be postponed until the first Monday in October next, unless by the provision of the third section of this act, they shall sooner take place.

The Convention after it shall have agreed upon an amended Constitution, shall transmit a certified copy of the same to the Executive, who, upon the receipt thereof, shall cause the same to be published in the newspapers of largest circulation throughout the Commonwealth for weeks.

Mr. Woods moved to lay the bill and amendments on the table, to have the amendments printed, and made the order of the day for Wednesday next; and, on the question put thereupon, it was disagreed to by the Senate. Ayes 13. Noes 14.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Deneale, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Kinney, Barbee, Tate, French, Turner, Deneale, Thompson of D., Thomas and Ward—13.

Noes—Messrs. Trible, Carlile, Daniel, Isbell, Opie, Stanard, Harvey, Grantham, Edmiston, Cowen, Crump, Catlett, Layne and West—14.

Mr. Deneale moved that the previous question be now put; and, on the question put thereupon, was disagreed to by the Senate. Ayes 10—Noes 18.

The ayes and noes, upon that question, being required by Mr. Thomas, seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Barbee, Carlile, Daniel, Opie, Deneale, Edmiston, Cowen, Catlett, Layne and West—10.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Horner, Kinney, Isbell, Tate, French, Turner, Stanard, Harvey, Grantham, Crump, Thompson of D., Ambler, Thomas and Ward—18.

On the question being put upon Mr. Woods' amendment, it was disagreed to by the Senate. Ayes 8—Noes 21.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Rives, were as follow :

Ayes—Messrs. Rives, Woods, Tribble, Daniel, Isbell, Harvey, Thompson of D. and Catlett—8.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Carlile, Opie, Tate, French, Turner, Stanard, Deheale, Grantham, Edmiston, Cowen, Crump, Ambler, Thomas, Layne, West and Ward—21.

On motion of Mr. Catlett,

The Senate then adjourned until to-morrow, eleven o'clock.

—MIDWINTER—

TUESDAY, MARCH 10, 1861.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 4, 1861.

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act to incorporate the Tannewell court-house and Saltville turnpike company;" "An act to incorporate the Lebanon Academy;" and, "An act to incorporate the Harrisville turnpike company."

They have adopted a resolution for proceeding by joint vote with the Senate on Wednesday the 12th instant, to the election of a Judge of the Court of Appeals.

They have passed bills, entitled, "An act to incorporate the Centreville and Saint Mary's turnpike company;" "An act authorising additional subscriptions to the capital stock of the North Frederick turnpike company;" "An act concerning the public schools in the town of Portsmouth;" "An act divorcing George Johnston from his wife Susannah;" "An act amending the 4th section, chapter 176 of the Code of Virginia;" "An act to amend the sixth section of chapter 70 of the Code of Virginia;" "An act allowing bail in certain cases;" "An act to incorporate the Cedar Hill mining company;" "An act to incorporate the Atlas mining and manufacturing company;" "An act to incorporate the Greene Humane Society, and for other purposes;" "An act incorporating the Insurance company of the Valley of Virginia;" "An act to incorporate the Central Bank of Virginia;" "An act authorising the County court of Northumberland county to borrow money, and for other purposes;" "An act to incorporate the Norfolk and Fredericksburg Steamboat company;" "An act providing for a survey of Twelve Pole river in the county of Wayne;" "An act for the relief of the collecting officers of Gilmer county;" "An act increasing the capital stock of the Virginia Central railroad company;" "An act to incorporate the Buchanan Male Academy;" and, "An act to incorporate the Norfolk and Petersburg railroad company;" In which resolution and bills they request the concurrence of the Senate.

The resolution was twice read, and on the question put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz: "To incorporate the Centreville and Saint Mary's turnpike company;" "Authorising additional subscriptions to the capital stock of the North Frederick turnpike company;" "To incorporate the Norfolk and Fredericksburg Steamboat company;" "Providing for a survey of Twelve Pole river in the county of Wayne;" "Increasing the capital stock of the Virginia Central railroad company;" and, "To incorporate the Norfolk and Petersburg railroad company."

The following bills were read the first and second times, and committed to the Committee of General Laws, viz: "Concerning the public schools in the town of Portsmouth;" "Amending the fourth section, chapter 176 of the Code of Virginia;" "To amend the sixth section, chapter seventy of the Code of Virginia;" "To incorporate the Cedar Hill mining company;" "To incorporate the Atlas mining and manufacturing company;" "To incorporate the Greene Humane Society, and for other purposes;" "To incorporate the Insurance Company of the Valley of Virginia;" "To incorporate the Central Bank of Virginia;" "Authorising the county court of Northumberland county to borrow money, and for other purposes;" and, "To incorporate the Buchanan Male Academy."

The bill, "For the relief of the Collecting Officers of Gilmer county," was read the first and second times, and committed to the Committee of Claims.

The bill, "Divorcing George Johnston from his wife Susannah," was read the first and second times, and committed to the Committee of Courts of Justice.

The bill, "Allowing bail in certain cases," was read the first and second times, and committed to the Committee of General Laws.

On motion of Mr. Deneale, the 29th rule of the Senate, was suspended so far as relates to the resolution to elect a Judge of the Court of Appeals.

Ordered, That the Clerk inform the House of Delegates thereof, to-day.

Mr. Daniel, from the Committee of Claims, reported the following bills, without amendment, viz: "For the relief of Robert Allison;" and, "For the relief of John Avis of the county of Jefferson."

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "Authorising an increase of the capital stock of the Junction Valley turnpike company by private subscription, and for other purposes," with amendments.

The bill, "Postponing the elections for the present year, and for other purposes," was taken up as the unfinished business of yesterday.

Mr. Ambler moved to amend the proposed substitute, as follows:—

3d section, strike out all after the word "as" in the third line from the top of second page, down to the word "constitution" inclusive, and insert "are now authorised by law to vote for members of the General Assembly."

Mr. Stanard moved, (before taking the vote on Mr. Ambler's amendment) to amend the substitute, by inserting the words "as are by the existing constitution, and also, of all others," to come in after the word "persons" in the 8th line, section 3d.

And, on the question put thereupon, it was agreed to by the Senate.
Ayes 21—Noes 00.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Rives, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Kinney, Barbee, Carlile, Tate, French, Turner, Stanard, Harvey, Deneale, Edmiston, Cowen, Crump, Catlett, Ambler, Thomas, Layne, West and Ward—21.

On the question being put upon Mr. Ambler's amendment, it was disagreed to by the Senate. Ayes 12—Noes 17.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Grantham, were as follow :

Ayes—Messrs. Rives, Woods, Tribble, Barbee, Daniel, Isbell, Harvey, Deneale, Crump, Thompson of D., Catlett and Ambler—12.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Carlile, Opie, Tate, French, Turner, Stanard, Grantham, Edmiston, Cowen, Thomas, Layne, West and Ward—17.

Mr. Ambler then moved to amend the substitute as follows : 5th section, 5th line, strike out all after the word "week" and insert for "two months."

Mr. West moved to take up the order of the day.

Mr. Woods moved to adjourn until four o'clock.

The Speaker ruled the motion not to be in order.

Mr. Woods appealed from the decision of the Speaker.

And, on the question being put thereupon,

On motion of Mr. Rives,

The Senate then adjourned until to-morrow, eleven o'clock.



WEDNESDAY, MARCH 12, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 11, 1851.

The House of Delegates have adopted resolutions for distributing certain copies of Gallaher's Register of the Debates of the Virginia Reform Convention ;" and, " For extending the time allowed the Guyandotte Bridge company for commencing and completing their bridge.

And have passed bills, entitled, " An act for the relief of Zedekiah Kidwell, of the county of Marion ;" " An act to incorporate the Middlebrook and Brownsburg turnpike company ;" " An act correcting an error in the printed copies of the Code of Virginia, and for other purposes ;" " An act to incorporate the Virginia Manufacturing company ;" " An act changing the times of holding the Circuit Courts for the counties of Nicholas and Fayette ;" " An act to establish Banks at Wheeling, Kanawha and Fincastle."

In which resolutions and bills they request the concurrence of the Senate.

The "Resolutions for distributing certain copies of Gallaher's Register of the Debates of the Virginia Reform Convention," being twice read, were, on motion of Mr. Crump, amended in 5th line of 1st resolution, by inserting after the word "office" the words "and to the Clerk of the Senate for his office;" and, on the question put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The "Resolution extending the time allowed the Guyandotte Bridge company for commencing and completing their bridge," was twice read and agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Middlebrook and Brownsburg turnpike company," was read the first and second times, and committed to the Committee of Internal Improvement.

The bill, "For the relief of Zedekiah Kidwell, of the county of Marion," was read the first and second times, and committed to the Committee of General Laws.

The following bills were read the first and second times, and committed to the Committee of General Laws, viz:

"Correcting an error in the printed copies of the Code of Virginia, and for other purposes;" "To incorporate the Virginia Manufacturing company;" and, "To establish Banks at Wheeling, Kanawha and Fincastle."

The bill, "Changing the times of holding the Circuit Courts for the counties of Nicholas and Fayette," was read the first and second times and committed to Messrs. Ward, French and Edmiston.

Mr. Deneale, from the Committee of Internal Improvement, reported bills, "Providing for a survey of Twelve Pole river in the county of Wayne;" "Authorising additional subscriptions to the capital stock of the North Frederick turnpike company," "To incorporate the Norfolk and Petersburg railroad company;" and, "Increasing the capital stock of the Virginia Central railroad company," without amendments. And the bills, "To incorporate the Centreville and Saint Mary's turnpike company;" and, "To incorporate the Norfolk and Fredericksburg Steamboat company," with amendments.

Mr. Ambler, from the Committee of General Laws, reported the bill, "To incorporate the Central Bank of Virginia," with amendments.

The Speaker laid before the Senate, a communication from the Governor, (at the request of the Board of Public Works,) asking the appointment of a distinct secretary to the Board; which,

On motion of Mr. Carlile, was laid upon the table.

On motion of Mr. Ward, the committee to whom was referred the bill, "Changing the times of holding the Circuit Courts of the counties of Nicholas and Fayette," have leave to sit during the Session of the Senate.

The bill, "Postponing the Elections for the present year, and for other purposes," was taken up as the unfinished business of yesterday.

Mr. Ambler moved to amend the substitute, offered by the committee, as follows: 5th Section, 5th line, strike out all after the word "week" and insert for "two months."

On motion of Mr. Kinney, the Chair was vacated during the pleasure of the Speaker.

The Speaker resumed the Chair.

The Senate, according to the joint order of the day, proceeded, by joint vote with the House of Delegates, to the election of a Judge of the Court of Appeals, to supply the vacancy occasioned by the death of Francis T. Brooke.

On motion of Mr. Kinney, the Chair was vacated during the pleasure of the Speaker.

The Speaker resumed the Chair.

The Clerk called the roll, and the members present voted as follows :

For Richard C. L. Moncure—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Horner, Daniel, Isbell, Opie, Turner, Stanard, Harvey, Crump, Thompson of D., Catlett, Ambler and Thomas—16.

For George H. Lee—Messrs. Barbee, Tate, Deneale, Grantham, Edmiston, Cowen, Layne and West—8.

For Joseph L. Fry—Messrs. Thompson of A., Kinney, French and Ward—4.

Ordered, That Messrs. Harvey, Carlile, West, Crump and Ambler be a committee to act jointly with a committee of the House of Delegates, to ascertain the state of the joint vote, and Mr. Harvey reported that vote to be

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|----------------------------|-----|
| Whole number of votes, | 152 |
| Necessary to a choice, | 77 |
| For Richard C. L. Moncure, | 81 |
| “ George H. Lee, | 87 |
| “ Joseph L. Fry, | 27 |
| “ George C. Scarburg, | 6 |
| “ Benjamin R. Floyd, | 1 |

Richard C. L. Moncure, having received a majority of the whole number of votes, was declared, by the Speaker, duly elected a Judge of the Court of Appeals, to supply the vacancy occasioned by the death of Francis T. Brooke.

The following message was received from the House of Delegates by Mr. Yerby :

Mr. Speaker,—The House of Delegates have passed a bill, entitled, “An act to authorise the Governor of this Commonwealth to cede to the United States the jurisdiction over certain land on Hog Island, for the purpose of building a Light-house”

Mr. Thomas moved that the Senate take a recess until four o'clock.

Mr. Catlett moved that the Senate do now adjourn ; and, on the question put thereupon, was disagreed to by the Senate. Ayes 11—Noes 16.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Horner, Carlile, Daniel, Isbell, Opie, French, Thompson of D., Catlett and Ambler—11.

Noes—Messrs. Woods, Tribble, Thompson of A., Barbee, Tate, Turner, Harvey, Deneale, Grantham, Edmiston, Cowen, Crump, Thomas, Layne, West and Ward—16.

The question was then put, upon Mr. Thomas' motion, and agreed to by the Senate.

The Senate then took a recess until four o'clock.

The bill, "To authorise the Governor of this Commonwealth to cede to the United States the jurisdiction over certain land on Hog Island, for the purpose of building a Light-house," was read the first and second times, and committed to the Committee of General Laws.

Mr. Ward, from the committee to whom was committed the bill, "Changing the times of holding the Circuit Courts of the counties of Nicholas and Fayette," reported the same without amendment.

On motion of Mr. Ward, the bill was read the third time.

And, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. West offered the following resolution :

Resolved, That when the Senate adjourns to-day, it will adjourn to meet to-morrow at ten o'clock, and on each succeeding day.

On the question put thereupon, it was agreed to by the Senate.

On motion of Mr. Deneale the following resolution was adopted :

Resolved, That no Senator shall be allowed to speak longer than fifteen minutes, at one time, upon any question pending before the Senate.

The bill, "To postpone the Elections for the present year, and for other purposes," was taken up as the unfinished business of yesterday.

Mr. Thompson of A., moved to amend the committee's amendment by striking out the "first day of July" in 1st Section, 2d line, and inserting the words "20th of June"; and, on the question put thereupon, it was agreed to by the Senate.

Mr. Thompson moved the following amendments to the amendment :

3d Section, 3d line, strike out the words "second Thursday in September" and insert "fourth Thursday in August".

5th Section, 8th line, strike out the words "first Thursday in November" and insert the words "fourth Thursday in October".

7th Section, 2d line, strike out the words "first Thursday in November" and insert the words "fourth Thursday in October".

8th Section, 2d line, strike out the words "first day of July" and insert the words "20th day of June".

9th Section, 1st and 2d lines, strike out the words "first day of July" and insert the words "20th day of June". Same Section, 4th line, strike out the words "first Thursday in November" and insert the words "fourth Thursday in October".

On the question being put upon the said amendments, they were agreed to by the Senate.

The question was then taken, upon the second amendment, offered by Mr. Ambler, to the amendment as follows :

5th Section, 5th line, strike out all after the word "week" and insert for "two months", and disagreed to by the Senate. Ayes 8—Noes 17.

The ayes and noes, upon that question, being required by Mr. Cowen, seconded by Mr. Crump, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Barbee, Isbell, Turner, Harvey, Catlett and Ambler—8.

Noes—Messrs. Woods, Tribble, Thompson of A., Horner, Kinney, Tate, French, Stanard, Deneale, Grantham, Edmiston, Cowen, Crump, Thomas, Layne, West and Ward—17.

The other amendment offered by Mr. Ambler, being consequent upon the preceding one, was withdrawn, with leave of the Senate.

Mr. Ward offered the following amendment, by way of substitute to the amendment of the committee:

Whereas, a Convention is now in Session, in the city of Richmond, for the purpose of proposing a new Constitution, or alterations and amendments to the existing Constitution of Virginia; and whereas, the desire of the good people of the Commonwealth, if said Convention should agree upon an amended Constitution, that the same should be submitted to them for ratification or rejection at the earliest period, after sufficient time hath elapsed for their mature and deliberate consideration of the several provisions therein contained; and whereas, if the said new Constitution, or the said altered and amended Constitution proposed by said Convention should be ratified and approved, it will be the desire of the good people of the State to organize the Government of the State, under the provisions of said new Constitution at the earliest practicable period thereafter.

Therefore, be it enacted by the General Assembly, That if the said Convention should propose a new Constitution, or alterations to the amendment to the existing Constitution, on or before the 20th day of May next, it shall be the duty of said Convention to furnish the Executive of the Commonwealth with a certified copy thereof, and the said Executive shall immediately issue his proclamation making known the fact, and thereupon polls shall be opened on the first Thursday in August, to test the sense of the people of the Commonwealth upon the ratification or rejection of said amended Constitution; said polls shall be opened and the election conducted in manner and form to be prescribed by said Convention.

2. *And be it further enacted,* That the elections for members of Congress and for members of the General Assembly, under the existing Constitution, are hereby postponed until the second Thursday in August next, but if said Convention should agree upon an amended Constitution, on or before the said 20th day of May next, then the elections for members of the General Assembly, under the existing Constitution, shall be postponed indefinitely.

3. *Be it further enacted,* That if said Convention should not agree upon an amended Constitution, on or before the said 20th day of May next, but shall agree upon such amended Constitution at any time thereafter, then it shall be the duty of said Convention likewise to submit a copy of its Constitution to the Governor, who shall therefore issue his proclamation, directing the sense of the people to be taken thereon, within not less than seventy-five nor more than ninety days after the adjournment of said convention; which said election shall be conducted in manner prescribed by the 1st Section, in this Act, the returns made by the several officers of the elections by this act shall be certified to the Governor and Council of State, and all persons entitled to vote under the existing Constitution, and all such other persons as may be entitled to vote under the amended Constitution for members of the most numerous branch of the General Assembly, shall be entitled to vote on the ratification or rejection of said amended Constitution; provided, no person be entitled to vote more than once on said question.

4. *Be it further enacted,* That if said Convention shall not conclude its labors on or before the 20th day of May, then it shall be the duty of the Legislature, which shall convene next after the ratification of the amended Constitution, to pass such laws and adopt such rules as may be necessary to the organization of the Government, under the new Constitution, at the earliest practicable period.

5. *And be it further enacted,* That if the said Convention shall agree upon an amended Constitution, on or before the 20th day of May next, and the good people of the Commonwealth shall ratify and approve the same, then it shall be the duty of the Governor of the Commonwealth to issue his proclamation, directing an election for members of the General Assembly, under the new Constitution, on the second Thursday in October next.

On the question put thereupon, it was rejected by the Senate.

Mr. Deneale offered, the following amendment, by way of substitute for the bill and amendments offered by the committee.

Be it enacted, That the elections for members of Congress and of the General Assembly, shall be held on the fourth Thursday of September, instead of the time now fixed by law, said elections to be conducted in all respects as is now provided for by law.

Be it further enacted, That the Convention now in session to amend the State Constitution be, and they are hereby authorised to make all necessary regulations by schedule or otherwise to submit the Constitution they may make for adoption or rejection to a vote of the people.

On the question put thereupon, it was rejected by the Senate. Ayes 6—Noes 19.

The ayes and noes, upon that question, being required by Mr. Cowen, seconded by Mr. Tate, were as follow :

Ayes—Messrs. Barbee, Isbell, Kinney, Deneale, Catlett and West—6.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Tate, French, Turner, Stanard, Grantham, Edmiston, Cowen, Crump, Ambler, Thomas, Layne and Ward—19.

Mr. Barbee moved that the Senate do now adjourn ; and, on the question put thereupon, it was disagreed to by the Senate. Ayes 11—Noes 14.

The ayes and noes, upon that question, being required by Mr. Barbee, seconded by Mr. Isbell, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Kinney, Isbell, Turner, Stanard, Harvey, Cowen, Crump and Thomas—11.

Noes—Messrs. Tribble, Thompson of A., Horner, Barbee, Tate, French, Deneale, Grantham, Edmiston, Catlett, Ambler, Layne, West & Ward—14.

Mr. West moved to strike out the 10th Section of the amendment offered by the committee.

Mr. Carlile moved that the previous question be now put ; and, on the question put thereupon, it was agreed to by the Senate.

The question was then put, upon Mr. West's amendment, and it was disagreed to by the Senate.

The question was then put upon the amendment as amended.

Mr. Carlile moved that the previous question be now put,

And, on the question put thereupon, it was agreed to by the Senate.

On the question being put upon the amendment as amended, it was agreed to by the Senate. Ayes 15—Noes 9.

The ayes and noes, upon that question, being required by Mr. Catlett, seconded by Mr. Deneale, were as follow :

Ayes—Messrs. Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Tate, French, Stanard, Grantham, Edmiston, Cowen, Thomas, Layne and West—15.

Noes—Messrs. Dennis, (Speaker,) Rives, Isbell, Turner, Harvey, Deneale, Crump, Catlett and Ambler—9.

The question was then put upon the bill as amended, and passed by the Senate. Ayes 15—Noes 8.

The ayes and noes, upon that question, being required by Mr. Catlett, seconded by Mr. Turner, were as follow :

Ayes—Messrs. Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Tate, French, Deneale, Grantham, Edmiston, Cowen, Thomas, Layne and West—15.

Noes—Messrs. Dennis, (Speaker,) Rives, Isbell, Turner, Stanard, Crump, Catlett and Ambler—8.

On motion of Mr. Carlile, the 29th rule of the Senate, was suspended so far as relates to the said bill.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

On motion of Mr. Catlett,

The Senate then adjourned until to-morrow, ten o'clock.

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THURSDAY, MARCH 15, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 12, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bill, entitled, "An act to incorporate the Ritchie and Gilmer turnpike company.

The committee appointed on their part to examine Enrolled Bills, having examined sundry other such bills and found them truly enrolled, they are herewith communicated for further examination and signature.

And the House have passed bills, entitled, "An act to amend an act, passed 14th March, 1850, incorporating the Slate Hill and Walnut Grove Gold Mining companies in the county of Louisa;" "An act to incorporate the Merchants and Mechanics Savings Bank of the city of Norfolk;" "An act to extend the Charter of the Merchants and Mechanics Bank of Wheeling;" "An act refunding to the treasurer of the Northumberland Academy a certain sum of money;" "An act to legalize the organization of the county of Raleigh;" "An act divorcing Sarah F. Wilson from her husband John Wilson, and Balthazar Sperat Du Veyriere from his wife Jane R.;" and, "An act releasing to Mary H. Jordan the Commonwealth's right to certain lots of land therein mentioned, and for other purposes:" In which they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of General Laws, viz : "An act to amend an act passed 14th March, 1850, incorporating the Slate Hill and Walnut Grove Gold Mining companies in the county of Louisa;" "To incorporate the Merchants and Mechanics Savings Bank of the city of Norfolk;" "To extend the Charter of the Merchants and Mechanics Bank of Wheeling;" "Refunding to the treasurer of the Northumberland Academy a certain sum of money;" "To legalize the organization of the county of Raleigh;" and, "Releasing to Mary H. Jordan the Commonwealth's right to certain lots of land therein mentioned, and for other purposes."

The bill, "Divorcing Sarah F. Wilson from her husband John Wilson, and Balthazar Sperat Du Veyriere from his wife Jane R.," was read the first and second times, and committed to the Committee of Courts of Justice.

Mr. Carlile moved, that the resolution, "That when the Senate adjourns on the 24th instant, it will, with the consent of the House of Delegates, adjourn to meet again on the first Monday in December next," be taken up,

Mr. West moved that the previous question be now put; and, on the question put thereupon, was agreed to by the Senate.

The question was then put, upon taking up the resolution, and agreed to by the Senate. Ayes 15—Noes 8.

The ayes and noes, upon that question, being required by Mr. Harvey, seconded by Mr. Deneale, were as follow :

Ayes—Messrs. Horner, Barbee, Carlile, Opie, Tate, Stanard, Harvey, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Layne and West—15.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., French, Turner, Crump and Thomas—8.

Mr. Woods moved that the resolution be laid upon the table; and, on the question put thereupon, was disagreed to by the Senate. Ayes 10—Noes 15.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Harvey, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Kinney, French, Turner, Crump, Ambler and Thomas—10.

Noes—Messrs. Tribble, Barbee, Carlile, Opie, Tate, Stanard, Harvey, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Layne and West—15.

Mr. Rives offered the following resolution, as an amendment to Mr. Carlile's resolution :

Resolved, That the Senate will not consider any bill or resolution that may be sent to it by the House of Delegates, on or after the 22d instant.

Mr. Crump moved that the resolution and amendment be indefinitely postponed; and, on the question put thereupon, it was disagreed to by the Senate. Ayes 10—Noes 14.

The ayes and noes, upon that question, being required by Mr. Crump, seconded by Mr. Harvey, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Turner, Crump, Ambler, Thomas and West—10.

Noes—Messrs. Horner, Barbee, Carlile, Opie, Tate, French, Stanard, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett and Layne—14.

The question was then put upon the amendment offered by Mr. Rives.

Mr. Stanard moved that the previous question be now put; and, on the question put thereupon, it was agreed to by the Senate.

The question was then put, on Mr. Rives' amendment, and it was disagreed to by the Senate. Ayes 3—Noes 21.

The ayes and noes, upon that question, being required by Mr. Cowen, seconded by Mr. Deneale, were as follow:

Ayes—Messrs. Rives, Woods and Thomas—3.

Noes—Messrs. Dennis, (Speaker,) Tribble, Thompson of A., Horner, Barbee, Carlile, Opie, Tate, French, Turner, Stanard, Harvey, Deneale, Grantham, Edmiston, Cowen, Crump, Thompson of D., Catlett, Layne and West—21.

The question was then put upon the resolution.

Mr. Stanard moved that the previous question be now put; and, on the question put thereupon, it was agreed to by the Senate. Ayes 18—Noes 8.

The ayes and noes upon that question, being required by Mr. Stanard, seconded by Mr. Carlile, were as follow:

Ayes—Messrs. Tribble, Horner, Barbee, Carlile, Opie, Tate, French, Stanard, Harvey, Deneale, Grantham, Edmiston, Cowen, Crump, Thompson of D., Catlett, Layne and West—18.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Isbell, Turner, Ambler and Thomas—8.

The question was then put upon the resolution, and agreed to by the Senate. Ayes 16—Noes 10.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Cowen, were as follow:

Ayes—Messrs. Tribble, Horner, Barbee, Carlile, Opie, Tate, French, Stanard, Harvey, Deneale, Grantham, Edmiston, Cowen, Thompson of D. Catlett and West—16.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Isbell, Turner, Crump, Ambler, Thomas and Layne—10.

Mr. Rives offered the following resolution as a substantive proposition:

Resolved, That the Senate will not consider any bill or resolution that may be sent to it by the House of Delegates, on or after the 22d instant.

Mr. West moved that the previous question be now put; and, on the question put thereupon, it was agreed to by the Senate.

The question was then put upon Mr. Rives' resolution and disagreed to by the Senate. Ayes 9—Noes 13.

The ayes and noes, upon that question, being required by Mr. Rives, seconded by Mr. Thomas, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Opie, Turner, Deneale, Catlett, Ambler and Thomas—9.

Noes—Messrs. Tribble, Thompson of A., Horner, Barbee, Carlile, Stanard, Grantham, Edmiston, Cowen, Crump, Thompson of D., Layne and West—13.

On motion of Mr. Stanard, the 29th rule was suspended so far as relates to Mr. Carlile's resolution.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence therein.

Mr. Ambler, from the Committee of General Laws, reported bills, "Concerning the Public Schools in the town of Portsmouth;" "Amending the fourth Section of Chapter 176 of the Code of Virginia;" "To amend the sixth Section of Chapter seventy of the Code of Virginia;" "To incorporate the Green Humane Society, and for other purposes;" "To incorporate the Cedar Hill mining company;" "Authorising the County Court of Northumberland county to borrow money, and for other purposes;" and, "Authorising the issue of Coupon Bonds," without amendments.

And bills, "To incorporate the Atlas Mining and Manufacturing company;" "Incorporating the Insurance company of the Valley of Virginia;" and, "To incorporate the Buchanan Male Academy," with amendments.

The bill, "To incorporate the Wellsburg and Bethany railroad company, and for other purposes," was taken up.

Mr. Carlile moved that the bill be indefinitely postponed.

On motion of Mr. Woods,

The Senate took a recess until four o'clock.

The Speaker resumed the Chair at four o'clock.

The discussion was resumed upon the pending motion,

On motion of Mr. Ward,

The Senate then adjourned until to-morrow, ten o'clock.

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FRIDAY, MARCH 14, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, March 13, 1851.

The House of Delegates have passed bills, "An act to incorporate the Virginia Ship Timber and Lumber company;" "An act to revive an act to incorporate the Walkers Creek and Holston turnpike company, passed February 4th, 1848;" "An act releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes;" "An act to amend the act passed March 17th, 1849, entitled, an act incorporating the Logan, Raleigh and Monroe turnpike company, and for other purposes;" "An act to amend an act to incorporate the Ravenswood and Reedy turnpike company, passed February 18th, 1850;" "An act to amend an act to incorporate the Morgantown Bridge company, passed March 11th, 1850;" "An act to amend an act to incorporate the Jonesville and Little Stone Gap turnpike company, passed March 4th, 1850;" "An act authorising the Charleston and Point Pleasant turnpike company to increase the capital stock of said company;" "An act to incorporate the Jacksonville and Christiansburg turnpike company;" "An act increasing the capital stock of the Richmond and Danville railroad company;" "An act to increase the capital stock of the West Milford and New Salem turnpike company;" "An act to increase the capital stock of the Russell and Washington turnpike company, and

for other purposes;" "An act to increase the capital stock of the Russell and Washington turnpike company;" "An act to incorporate the Martins Creek free road company;" "An act to incorporate the Lynchburg and Abingdon telegraph company;" and, "An act to amend the Mawberrys Gap turnpike company so as to change the name of the company to the Wytheville and Danville turnpike company, and to change the location from Danville to Wytheville instead of from Danville to Christiansburg."

They have adopted a resolution providing for the appointment of an Inspector of Flour for the county of Brooke.

In which bills and resolutions they request the concurrence of the Senate.

And they agree to the amendment proposed by the Senate to the bill, entitled, "An act to postpone the elections for the present year, and for other purposes."

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz: "To revive an act to incorporate the Walkers Creek and Holston turnpike company, passed February 4th, 1848;" "To incorporate the Jacksonville and Christiansburg turnpike company;" "To amend the act passed March 17th, 1849, entitled, an act incorporating the Logan, Raleigh and Monroe turnpike company, and for other purposes;" "To amend an act to incorporate the Ravenswood and Reedy turnpike company, passed February 18th, 1850;" "To amend an act to incorporate the Morgantown Bridge company, passed March 11th, 1850;" "To amend an act to incorporate the Jonesville and Little Stone Gap turnpike company, passed March 4th, 1850;" "Authorising the Charleston and Point Pleasant turnpike company to increase the capital stock of said company;" "Increasing the capital stock of the Richmond and Danville railroad company;" "To increase the capital stock of the West Milford and New Salem turnpike company;" "To increase the capital stock of the Russell and Washington turnpike company, and for other purposes;" "To increase the capital stock of the Russell and Washington turnpike company;" "To incorporate the Martins Creek free road company;" and, "To amend the Mawberrys Gap turnpike company so as to change the name of the company to the Wytheville and Danville turnpike company, and to change the location from Danville to Wytheville instead of from Danville to Christiansburg."

The following bills were read the first and second times, and committed to the Committee of General Laws, viz: "To incorporate the Lynchburg and Abingdon Telegraph company;" "Releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes;" and "To incorporate the Virginia Ship Timber and Lumber company."

The Resolution providing for the appointment of an Inspector of Flour in the county of Brooke," was twice read, and on the question put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Thompson, from the Committee on Enrolled Bills, reported that the committee had examined sundry enrolled bills, and found them truly enrolled.

The bill, "To incorporate the Wellsburg and Bethany railroad company, and for other purpose," was taken up, Mr. Carlile's motion, to postpone indefinitely, pending; and, on the question put thereupon, it was disagreed to by the Senate. Ayes 6—Noes 13.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Harvey, were as follow :

Ayes—Messrs. Carlile, Opie, Harvey, Crump, Catlett and Thomas—6.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Barbee, Carrington, Tate, Turner, Grantham, Cowen, West and Ward—13.

On the question put upon the passage of the bill, it was decided in the affirmative. Ayes 10—Noes 9.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Ward, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Carrington, Tate, Turner, Cowen, West and Ward—10.

Noes—Messrs. Tribble, Barbee, Carlile, Pitts, Opie, Harvey, Grantham, Catlett and Thomas—9.

On motion of Mr. West the 29th rule was suspended, so far as relates to said bill.

Ordered, That Mr. West inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Stovall :

Mr. Speaker,—The House of Delegates have agreed to a resolution for the election of a Governor of the Commonwealth; in which they request the concurrence of the Senate.

The said resolution being handed in, and twice read,

On motion of Mr. Woods, was laid upon the table. Ayes 13—Noes 12.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Opie, were as follow :

Ayes—Messrs. Rives, Woods, Kinney, Barbee, Carlile, Isbell, Pitts, Harvey, Deneale, Grantham, Edmiston, West and Ward—13.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Carrington, Tate, French, Turner, Cowen, Crump, Catlett, Ambler & Thomas—12.

Mr. Ambler, from the Committee of General Laws, reported the following bills without amendment, viz :

"Releasing to Mary H. Jordan the Commonwealth's right to certain lots of land therein mentioned, and for other purposes;" "To legalize the organization of the county of Raleigh;" "For the relief of Zedekiah Kidwell, of the county of Marion;" "Refunding to the treasurer of the Northumberland Academy a certain sum of money;" "To extend the Charter of the Merchants and Mechanics Bank of Wheeling;" "To incorporate the Merchants and Mechanics Savings Bank in the city of Norfolk;" "To amend an act passed March 14th, 1850, incorporating the Slate Hill and Walnut Grove gold mining companies in the county of Louisa;" "Correcting an error in the printed copies of the Code of Virginia, and for other purposes;" and, "To incorporate the Virginia Manufacturing company."

The bill, entitled, "An act to authorise the Governor of this Commonwealth to cede to the United States the jurisdiction over certain land on Hog Island for the purpose of building a Light-house.

On motion of Horner, was taken up and read the third time; and, on the question put thereupon, passed by the Senate.

On motion of Mr. Horner, the 29th rule of the Senate was suspended, so far as relates to the said bill.

Ordered, That Mr. Horner inform the House of Delegates thereof.

The bill, "To amend the Eleventh Section of Chapter 108 of the Code of Virginia," on motion of Mr. Rives, was taken up; and, on the question put thereupon, rejected by the Senate. Ayes 13—Noes 15.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Thomas, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Carlile, Isbell, Opie, Tate, Harvey, Deneale, Crump, Catlett, Thomas and West—13.

Noes—Messrs. Tribble, Thompson of A., Horner, Kinney, Barbee, Carrington, Pitts, French, Turner, Stanard, Grantham, Edmiston, Cowen, Ambler and Ward—15.

Mr. Ward moved a suspension of the 4th rule, with a view to reconsider the vote on the rejection of the bill.

Mr. Stanard moved to lay the motion to reconsider the vote on the table; and, on the question put thereupon, was disagreed to by the Senate. Ayes 10—Noes 18.

The ayes and noes, upon that question, being required by Mr. Crump, seconded by Mr. Layne, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Carlile, Isbell, Tate Harvey, Deneale, Crump and Thomas—10.

Noes—Messrs. Tribble, Thompson of A., Horner, Kinney, Barbee, Carrington, Pitts, Opie, French, Turner, Stanard, Grantham, Edmiston, Cowen, Thompson of D., Ambler, West and Ward—18.

The question was then put, upon the motion of Mr. Ward, to take up and decided in the negative.

The bill, "Explanatory of an act passed the tenth day of March, 1849, concerning the Virginia Regiment of Volunteers," was taken up.

Mr. Horner moved to strike out the 2d Section.

Mr. Woods moved to amend the amendment by striking out the first Section; and, on the question put thereupon, was disagreed by the Senate.

The question was then put, upon Mr. Horner's amendment, and disagreed to by the Senate. Ayes 9—Noes 9.

The ayes and noes upon that question, being required by Mr. Horner, seconded by Mr. West, were as follow:

Ayes—Messrs. Woods, Horner, Turner, Deneale, Edmiston, Cowen, Catlett, Ambler and Layne—9.

Noes—Messrs. Rives, Tribble, Thompson of A., Barbee, Opie, Crump, Thomas, West and Ward—9.

The question was then put upon the passage of the bill, and rejected by the Senate. Ayes 10—Noes 12.

The ayes and noes, upon that question, being required by Mr. Crump, seconded by Mr. Opie, were as follow:

Ayes—Messrs. Tribble, Thompson of A., Opte, Harvey, Crump, Catlett, Thomas, Layne, West and Ward—10.

Noes—Messrs. Rives, Woods, Horner, Barbee, Carlile, Pitts, Tate, Turner, Deneale, Edmiston, Cowen and Ambler—12.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Pitts moved that the 4th rule of the Senate be suspended, with a view to reconsider the vote just given, rejecting the bill in relation to the Virginia Regiment of Volunteers; and, on the question put thereupon, the Senate refused to suspend the rule. **Ayes** 10—**Noes** 13.

The ayes and noes, upon that question, being required by Mr. Cowen, seconded by Mr. Barbee, were as follow:

Ayes—Messrs. Tribble, Thompson of A., Opie, Stanard, Harvey, Crump, Catlett, Thomas, Layne and West—10.

Noes—Messrs. Rives, Woods, Horner, Barbee, Carlile, Tate, Turner, Deneale, Grantham, Edmiston, Cowen, Ambler and Ward—13.

The bill, "To incorporate the Wellsburg Female Seminary," was taken up.

The Committee reported the following amendments:

1st. 8th Sect. 4th line, strike out the words "any court of record within the Commonwealth," and insert "the Circuit Court of Brooke county."

2d. 9th Sect. 3d line, strike out all after the word "prescribe" and insert "and any debt which any stockholder may owe said Seminary, being arrearages upon his stock, shall constitute a lien upon the same, until such debt be paid."

3d. Strike out the 11th Section.

On the question being put upon the said amendments, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Changing the mode of appointment and tenure of office of the directors of the Eastern and Western Lunatic Asylums," was taken up and read the third time.

On motion of Mr. Deneale,

The bill was laid upon the table and made the order of the day for Monday next.

On motion of Mr. Deneale,

The Senate took a recess until four o'clock.

The Speaker resumed the Chair.

The bill, "Imposing taxes for the support of Government," was taken up.

The Committee reported the following amendments;

1st. 1st Section, 7th line, after the word "*years*" insert "except such as may be exempted by a County or Corporation Court."

2d. Same Section, same line, strike out all after the word "cents" and insert "on every horse, mare, mule, ass or colt, (other than a stallion or jackass let to mares,) two cents;" and, on the question put upon the said amendments, they were agreed to by the Senate.

Mr. Rives moved to lay the bill upon the table; and, on the question put thereupon, it was disagreed to by the Senate.

Mr. Thomas moved that the previous question be now put; and on the question put thereupon, it was agreed to by the Senate.

The question was then put upon the passage of the bill, as amended, and decided in the affirmative. Ayes 22—Noes 6.

The ayes and noes, upon that question, being required by Mr. Thomas, seconded by Mr. Rives, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Barbee, Carlile, Carrington, Isbell, Opie, Tate, French, Turner, Deneale, Grantham, Edmiston, Cowen, Crump, Ambler, Thomas, Laynie, West and Ward—22.

Noes—Messrs. Rives, Tribble, Stanard, Harvey, Thompson of D. and Catlett—6.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

Mr. Woods moved to suspend the 4th rule of the Senate, with a view to reconsider the vote just given on the passage of the bill; and, on the question put thereupon, it was refused by the Senate. Ayes 7—Noes 20.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Thompson of D., were as follow:

Ayes—Messrs. Rives, Tribble, Isbell, Opie, Turner, Stanard and Thompson of D.—7.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Barbee, Carlile, Carrington, Tate, French, Harvey, Deneale, Grantham, Edmiston, Cowen, Crump, Catlett, Ambler, Thomas, Layne, West & Ward—20.

The bill, "For the relief of Isaac A. Goddin," on motion of Mr. Stanard, was taken up.

Mr. Woods moved to amend the amendment by striking out "four hundred" and inserting "five hundred", and, on the question put thereupon, was disagreed to by the Senate.

The question was then put upon the bill and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Tribble,

The Senate then adjourned until to-morrow, ten o'clock.

—B—

SATURDAY, MARCH 15, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, March 14, 1851.

The House of Delegates have passed bills, entitled, "An act incorporating the Saint Mary's turnpike company;" "An act incorporating the Reedy and Harrisville turnpike company;" "An act to incorporate the South Lowell branch railroad company;" "An act changing the name of the Marea mining and manufacturing company, and increasing its capital stock;" "An act authorising George W. Curry as guardian of the heirs of Mathew Alexander, deceased, to make sale of certain lots in the town of Union;" "An act divorcing Mary E. S. Harris from her husband George W. Harris, and for other purposes;" "An act divorcing Joseph S. Polling from his wife Elizabeth;" "An act divorcing John C. Johnson

from his wife Elizabeth, and Mary A. Hilliard from her husband Benjamin;" "An act to place the real estate of the Belmont iron works company on the footing of personal property;" "An act for the relief of Koons and Dean of the county of Alexandria;" "An act forming the county of Craig out of parts of Botetourt, Roanoke, Giles and Monroe;" "An act to amend an act concerning the City of Petersburg;" "An act to extend the corporate limits of the town of Buffalo, and for other purposes;" and, "An act releasing George Miller from the payment of a fine." In which bills they request the concurrence of the Senate.

They agree to the resolution of the Senate for the adjournment of that body on the 24th instant, with an amendment; in which they also, request the concurrence of the Senate.

And they agree to the amendment proposed by the Senate to the resolutions for distributing certain copies of Gallaher's Register of the Debates of the Virginia Reform Convention.

The bill, "For the relief of Koons and Dean of the county of Alexandria," was read the first and second times, and committed to the Committee of Claims.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz: "To incorporate the South Lowell branch railroad company;" "Incorporating the Reedy and Harrisville turnpike company;" and, "Incorporating the Saint Mary's turnpike company."

The following bills were read the first and second times, and committed to the Committee of General Laws, viz: "Changing the name of the Marea mining and manufacturing company, and increasing its capital stock;" "Authorising George W. Curry, as guardian of the heirs of Mathew Alexander, deceased, to make sale of certain lots in the town of Union;" "To place the real estate of the Belmont iron works company, on the footing of personal property;" "To amend an act concerning the City of Petersburg;" "Forming the county of Craig out of parts of Botetourt, Roanoke, Giles and Mercer;" and, "To extend the corporate limits of the town of Buffalo, and for other purposes."

The following bills were read the first and second times, and committed to the Committee of Courts of Justice, viz: "Divorcing Mary E. S. Harris from her husband George W. Harris, and for other purposes;" "Divorcing Joseph S. Pollings from his wife Elizabeth;" "Divorcing John C. Johnson from his wife Elizabeth, and Mary A. Hillard from her husband Benjamin;" and, "Releasing George Miller from the payment of a fine."

The amendment of the House of Delegates, to the Resolution of fixing the time for the adjournment of the Senate, was read; and, on the question put thereupon, was agreed to by the Senate.

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills with amendments, viz:

"To amend the act passed March 17th, 1849, entitled, an act incorporating the Logan, Raleigh and Monroe turnpike company, and for other purposes;" "To increase the capital stock of the West Milford and New Salem turnpike company;" "To amend an act to incorporate the

Jonesville and Little Stone Gap turnpike company, passed March 4th, 1860;" "To incorporate the Martins Creek free road company;" "To amend the Mawberrys Gap turnpike company so as to change the name of the company to the Wytheville and Danville turnpike company, and to change the location from Danville to Wytheville instead of from Danville to Christiansburg;" and, "To incorporate the Middlebrook and Brownsburg turnpike company;" and, also, the bills, "Authorising the Charleston and Point Pleasant turnpike company to increase the capital stock of said company;" "To increase the capital stock of the Russell and Washington turnpike company, and for other purposes;" "To increase the capital stock of the Russell and Washington turnpike company;" and, "To amend an act to incorporate the Morgantown Bridge company, passed March 11th, 1850," without amendment.

Mr. Ambler, from the Committee of General Laws, reported the following bills without amendment, viz :

"To incorporate the Lynchburg and Abingdon Telegraph company;" "To incorporate the Virginia Ship Timber and Lumber company," and, "Releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes."

The bill, "To declare Big Reed Island river, in the county of Carroll, a public highway," was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Changing the name of John James Wells to that of Lackland, and for other purposes," was taken up, read the third time and rejected.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To empower the Kanawha Lodge, No. 73, of the Independent Order of Odd-Fellows, to erect a Hall in the town of Charleston in the county of Kanawha," was taken up.

The committee reported the following amendment, viz :

1st Section, 1st line, strike out "*said Lodge*" and insert "the Kanawha Lodge, No. 73, of the Independent Order of Odd-Fellows," and, on the question put thereupon, it was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following bills were read the third time and passed, viz :

"Changing the time for the commencement of the act, entitled, an act authorising the qualified voters of the town of Lynchburg to elect a Mayor, and for other purposes," and, "Authorising the Governor and Superintendent of Weights and Measures to contract for, and have manufactured in Virginia, Weights and Measures for each County and Corporation in the State."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To authorise separate elections in certain counties, and to change the place of certain others," was taken up.

Mr. Tate offered the following amendment, to come in at the end of the 1st Section, "And that the separate election heretofore established at the residence of John Edwards, be changed to the house now the residence of Lewis M. Johnson, in the county of Carroll."

And, on the question put thereupon, it was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following bills were taken up, read the third time and passed, viz :

" Authorising an additional subscription on the part of the State to the stock of the Red and Blue Sulphur Springs turnpike company ;" " Authorising the Kempville Canal company to increase their capital stock, and for other purposes ;" and, " To amend the act passed March 12, 1850, entitled, an act to incorporate the Fairmont and Palatine Bridge company."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, " To amend the act passed February 2, 1850, for continuing the Beverly and Fairmont road, and for other purposes," was taken up.

The following amendments were reported by the committee : 2d Section, from the commencement of the 3d line strike out to the word "shall" and insert "three-fourths of two-fifths of the capital stock."

2d Section, 6th line, strike out "two thousand dollars" and insert "three-fifths of the capital stock."

3d. 2d Section, strike out all after the word "pay" and insert "that the payments made by the Board of Public Works shall be *pari passu* with those of individuals."

4th. To come in at the end of the Seventh Section.

"Said increased capital stock to be subscribed by individuals or bodies corporate other than the Commonwealth."

On the question being put upon the said amendments they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

The title was then amended so as to read, "An act to incorporate the Fish Creek Bridge company, and to authorise the Marshall and Ohio turnpike company to increase their capital, and for other purposes."

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Extending the corporate limits of the town of Parkersburg in the county of Wood, and for other purposes," was taken up.

The following amendments were reported by the committee, viz :

1st Section, 4th line, after the word "town" insert, "And, also, that the jurisdiction of the said town be so extended as to include those lots, streets and alleys adjoining the said town, commencing at the east corner of out lot No. 16, on Littleton street, and with a continuation of said street in a straight line to the lands owned by William Berry, thence a line running with three of his lines to the Northwestern turnpike road, thence with said turnpike to a line of said town of Parkersburg, and with a line of said town to the beginning.

1st Section, 5th line, after the word "Parkersburg" insert "and all acts relating thereto."

Add the following proviso to the 1st Section :

"*Provided however*, That the Council or Board of Trustees of said town shall cause to be made a survey or plan of the town, including the addition hereby made to its limits, showing distinctly each lot, public

street and alley, the size and number of the lots, and the width of the streets and alleys, with such explanations or remarks as they may deem proper. The said plan, upon being approved by the Council or Board, shall be entered upon some of their books, and shall afterwards be recorded in the office of the Court of the county of Wood, and remain in such office. It shall be *prima facie* evidence of the boundaries of the said lots, streets and alleys.

On the question being put upon the said amendments, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence therein.

Mr. Woods, from the Committee of Claims, reported the bill, "For the relief of the Collecting Officer of the county of Gilmer," without amendment.

The bill, "To incorporate the Centreville and Saint Mary's turnpike company," was taken up.

The committee reported the following amendment, viz :

"*Provided*, That the construction of said road shall not cost more than four hundred dollars *per* mile," to come in before the commencing clause.

And, on the question put thereupon, it was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To incorporate the Norfolk and Fredericksburg Steamboat company," was taken up.

The committee reported the following amendment, viz :

Section 8, line 1st, after the word "repeal" strike out all the rest of said section and insert "or modify this Charter at pleasure," and, on the question put thereupon, it was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following bills were read the third time and passed, viz :

"Providing for a Survey of Twelve Pole river in the county of Wayne," and, "Authorising additional subscriptions to the capital stock of the North Frederick turnpike company."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Norfolk and Petersburg railroad company," was taken up.

Mr. Crump offered the following amendments, viz :

1st Section, last line, after the word "to" insert, "connect with the South-side railroad at or near its eastern terminus at". 4th Section, 6th line, strike out "a majority" and insert "three-fifths," and, on the question put thereupon, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Increasing the capital stock of the Virginia Central railroad company," was taken up; and, on motion of Mr. Rives, laid upon the table and made the order of the day for Tuesday next.

The following bills were taken up, read the third time and passed, viz :
 "Concerning the Public Schools in the town of Portsmouth;" and,
 "To incorporate the Green Humane Society, and for other purposes."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Atlas Mining and Manufacturing company," was taken up.

The committee reported the following amendments, viz :

1st Section, 5th line, strike out "Boone" and insert "Kanawha".

1st Section, 7th line, strike out all after the word "by" down to the word "seven" inclusive, in the ninth line, and insert "the Code of Virginia".

1st Section, 11th line, strike out the word "act" and insert "Code".

2d Section, 5th line, strike out "Boone" and insert "Kanawha".

3d Section, 11th line, strike out all after the word "Branches" to the end of the Section.

And, on the question being put thereupon, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The following bills were read the third time and passed, viz :

"To incorporate the Cedar Hill mining company;" and, "Authorising the County Court of Northumberland county to borrow money, and for other purposes."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Authorising the issue of Coupon Bonds," was taken up and read the third time; and, on motion of Mr. Carlile, laid upon the table and made the order of the day for Wednesday next.

The bill, "Incorporating the Insurance Company of the Valley of Virginia," was taken up.

The committee reported the following amendment, viz :

2d Section, strike out all of the section after the word "demanded" in the 9th line, and insert "then the amount so called for and demanded may be recovered by motion upon sixty days notice in any Court of record in the county or place of residence of the holder of the stock;" and, on the question put thereupon, it was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To incorporate the Buchanan Male Academy," was taken up.

The committee reported an amendment "to strike out the 10th section," and, on the question put thereupon, it was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following bills were taken up, read the third time and passed, viz :

"Releasing to Mary H. Jordan the Commonwealth's right to certain lots of land therein mentioned, and for other purposes;" "To legalize the organization of the county of Raleigh;" and, "For the relief of Zedekiah Kidwell, of the county of Marion."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Merchants and Mechanics Savings Bank of the city of Norfolk, and for other purposes;" was taken up.

The committee reported the following amendments, viz :

"1. *Be it enacted by the General Assembly*, That Hunter H. Marshall, William A. Smith, Joseph W. Marshall, John Booker, James Scott, Winslow Robinson, William W. Read, David Comfort, Henry Carrington, Richard J. Gaines, Charles Hutcherson, A. A. Davidson and Wm. Cardwell, together with such other persons as may hereafter be associated with them, shall be and they are hereby constituted, and made a body politic and corporate, by the name and style of "The Roanoke Savings Bank," and by this name and style are hereby invested with all the rights, powers and privileges conferred, and made subject to all the rules, regulations and restrictions imposed by the provisions of the fifty-ninth Chapter of the Code of Virginia, and by any other provisions of said Code applicable to such a corporation. The capital stock of said institution shall not exceed one hundred thousand dollars.

2. This act and the aforesaid provisions of said Code for the purposes of applying the same to the Savings Bank hereby incorporated, shall be in force from the passage hereof."

"*Be it further enacted*, That Alfred Moss, Henry W. Thomas, Thos. J. Murray, Thomas R. Love, James Hunter, Ira Williams, S. T. Stuart Nelson, Thomas N. Williams, Edward R. Ford, George W. Hunter and Edward Sangster, together with such other persons as may hereafter be associated with them, shall be and they are hereby constituted and made a body politic and corporate, by the name and style of "The Fairfax Savings Bank," and by this name and style are hereby invested with all the rights, powers and privileges conferred and made subject to all the rules, regulations and restrictions imposed by the provisions of the fifty-ninth Chapter of the Code of Virginia, and by any other provisions of said Code applicable to such a corporation. The capital stock of said institution shall not exceed one hundred thousand dollars.

This act and the aforesaid provisions of said Code for the purposes of applying the same to the Savings Bank hereby incorporated, shall be in force from the passage hereof."

On the question put upon the said amendments, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The following bills were taken up, and read the third time, viz :

"To amend an act passed March 14th, 1850, incorporating the Slate Hill and Walnut Grove gold mining companies in the county of Louisa;" and, "To incorporate the Virginia Manufacturing company."

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Deneale moved to reconsider the vote by which the bill, "Changing the name of John James Wells to that of Lackland, and for other purposes," was rejected; and, on the question put thereupon, it was agreed by the Senate.

The question was then put upon the passage of the bill, and decided in the affirmative.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To increase the capital stock of the West Milford and New Salem turnpike company;" was taken up.

The Committee reported the following amendment, to come in before the commencing clause, viz:

"*Provided*, That the cost of constructing the said road shall not exceed four hundred dollars *per* mile," and, on the question put thereupon, it was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To amend an act to incorporate the Jonesville and Little Stone Gap turnpike company, passed March 4th, 1850," was taken up.

The committee reported the following amendments, viz: to come in at the end of the first section.

1. "*Provided*, That no subscription shall be made to said road by the said county Court but by vote of the people of said county, as provided for by the Code of Virginia."

2. To come in before the commencing clause.

"*Provided*, That the construction of said road shall not cost exceeding four hundred dollars *per* mile;" and, on the question put thereupon, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Martins Creek free road company," was taken up.

The committee reported the following amendments, to come before the commencing clause.

Provided, That the construction of said graded road shall not cost exceeding four hundred dollars *per* mile."

At the end of the fourth Section, add "after a vote of the people shall have been had, for and against subscription as provided for in the Code of Virginia;" and, on the question put upon the said amendments, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

On motion of Mr. Woods, the word "*free*" was stricken out of the title.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To amend the Mawberrys Gap turnpike company so as to change the name of the company to the Wytheville and Danville turnpike company, and to change the location from Danville to Wytheville instead of from Danville to Christiansburg."

The committee reported the following amendments, viz :

On 2d page, 3d line, after the word "the" insert "Fancy Gap or"; to come in before the commencing clause, add,

"*Provided*, That the construction of the said road where it shall not be planked or gravelled, shall not cost exceeding four hundred dollars per mile;" and, on the question put thereupon, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Middlebrook and Brownsburg turnpike company," was taken up.

The following amendments were reported by the committee, to come in before the commencing clause, viz :

"*Provided*, The construction of said graded road shall not cost over four hundred dollars per mile;" and,

"*Provided also*, That said company shall not be permitted to charge toll on cattle travelling over said road."

On the question put upon said amendments, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The following bills were taken up, read the third time and passed, viz :

"Authorising the Charleston and Point Pleasant turnpike company to increase the capital stock of said company;" "To increase the capital stock of the Russell and Washington turnpike company, and for other purposes;" "To increase the capital stock of the Russell and Washington turnpike company;" "To amend an act to incorporate the Morgantown Bridge company, passed March 11th, 1850," "To incorporate the Lynchburg and Abingdon Telegraph company;" and, "To incorporate the Virginia Ship Timber and Lumber company."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "For the relief of the collecting officers of Gilmer county," was taken up and read the third time.

And, on motion of Mr. Woods, laid upon the table.

The bill, "Releasing to Mary H. Jordan the Commonwealth's right to certain lots of land therein mentioned, and for other purposes;" on motion of Mr. Crump, was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Carlile, the 29th rule of the Senate was suspended, so far as relates to the bill, and resolution passed and not communicated.

Ordered, That the Clerk communicate the same to the House of Delegates, and request their concurrence in the amendments.

On motion of Mr. Rives,

Ordered That the Clerk retain the bill, entitled, "An act to amend the Eleventh Section of Chapter 108 of the Code of Virginia," until otherwise ordered by the Senate.

On motion of Mr. Crump, the 4th rule of the Senate was suspended, with a view to reconsider the vote upon the passage of the bill, "To incorporate the Merchants and Mechanics Savings Bank in the city of Norfolk."

Mr. French moved to further amend the bill by adding the following :

"1. *Be it further enacted*, That John Gardner, Jr., John C. Wade, William Wade, Floyd Smith, B. W. Curtis, W. H. Clark, Samuel W. Shields, R. D. Montague, Thomas L. Montague, George W. Anderson, R. C. Trigg, James Anderson and Eli Phlegar, together with such other persons as may hereafter be associated with them, shall be and they are hereby constituted and made a body politic and corporate, by the name and style of "The Christiansburg Savings Bank," and by this name and style are hereby invested with all the rights, powers and privileges conferred, and made subject to all the rules, regulations and restrictions imposed by the provisions of the fifty-ninth Chapter of the Code of Virginia, applicable to Savings Institutions or Banks.

2. This act shall be in force from its passage.

And, on the question put upon said amendment, it was agreed to by the Senate.

The question was then put upon the bill, as amended, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence therein.

On motion of Mr. Deneale,

The Senate then adjourned until Monday next, ten o'clock.



MONDAY, MARCH 17, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 15, 1851.

The House of Delegates have passed bills, entitled, "An act authorising the appointment of an Agricultural Commissioner and Chemist;" "An act for the relief of J. M. Stewart;" "An act incorporating the Richmond Marine and Fire Insurance company;" "An act to increase the capital stock of the Kingwood and West Union turnpike company;" "An act to increase the capital stock of the Brandonville, Kingwood and Evansville turnpike company;" "An act to incorporate the Fayette and Blue Sulphur Springs turnpike company;" "An act in relation to the Lower Appomattox company, and for other purposes;" "An act to incorporate the Meade Collegiate Institute in the county of Wood, and for other purposes;" "An act for the relief of Henry Thomas of the county of Rockingham, and for other purposes;" "An act for the relief of G. W. Cowdery of the city of Norfolk, for quarantine services for 1849;" "An act to authorise a sale of a part of the tract of land in Wythe county, belonging to the Lutheran and German Reformed Church;" "An act divorcing Ann T. Blankinship from her husband Thomas R. Blankinship;" "An act to incorporate the Fincastle and Covington turnpike company;" "An act to amend the act passed March 16, 1849, entitled, an act incorporating the Warrenton and Rappahannock turnpike company;" "An

act to reduce the capital stock of the Millwood and Berryville turnpike company ;" "An act to amend the Charter of the town of Dayton in the county of Rockingham ;" "An act concerning Hugh Smith of Alexandria ;" "An act divorcing Henry L. Stephens from his wife Rebecca Jane ;" and, "An act incorporating the Cedar Creek and Opequon turnpike company ;" In which they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of Claims, viz :

"For the relief of G. W. Cowdery of the city of Norfolk; for quarantine services for 1849," and, "For the relief of J. M. Stewart."

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz : "Incorporating the Cedar Creek and Opequon turnpike company ;" "To reduce the capital stock of the Millwood and Berryville turnpike company ;" "To amend the act passed March 16, 1849, entitled, an act incorporating the Warrenton and Rappahannock turnpike company ;" "To incorporate the Fincastle and Covington turnpike company ;" "To incorporate the Fayette and Blue Sulphur Springs turnpike company ;" "To increase the capital stock of the Brandonville, Kingwood and Evansville turnpike company ;" and, "To increase the capital stock of the Kingwood and West Union turnpike company."

The following bills were read the first and second times, and committed to the Committee of General Laws, viz : "Concerning Hugh Smith of Alexandria ;" "To amend the Charter of the town of Dayton in the county of Rockingham ;" "To authorise a sale of a part of the tract of land in Wythe county, belonging to the Lutheran and German Reformed Church ;" "For the relief of Henry Thomas of the county of Rockingham, and for other purposes ;" "To incorporate the Meade Collegiate Institute in the county of Wood, and for other purposes ;" "In relation to the Lower Appomattox company, and for other purposes ;" "Authorising the appointment of an Agricultural Commissioner and Chemist ;" and, "Incorporating the Richmond Marine and Fire Insurance company."

The following bills were read the first and second times, and committed to the Committee of Courts of Justice, viz : "Divorcing Henry L. Stephens from his wife Rebecca Jane ;" and, "Divorcing Ann T. Blankinship from her husband Thomas R. Blankinship."

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills with amendments, viz :

"Incorporating the Reedy and Harrisville turnpike company ;" "To amend an act to incorporate the Ravenswood and Reedy turnpike company, passed February 18th, 1850 ;" "To revive an act to incorporate the Walkers Creek and Holston turnpike company, passed February 4th, 1848 ;" and, "To incorporate the Jacksonville and Christiansburg turnpike company ;" and the bill, "Increasing the capital stock of the Richmond and Danville railroad company," without amendment.

Mr. Ambler, from the Committee of General Laws, reported the following bills without amendment, viz :

"To amend an act concerning the city of Petersburg ;" "Authorising George W. Curry as guardian of the heirs of Mathew Alexander, de-

ceased, to make sale of certain lots in the town of Union;" "Changing the name of the Marea mining and manufacturing company, and increasing its capital stock;" "To extend the corporate limits of the town of Buffalo, and for other purposes;" "Forming the county of Craig out of parts of Botetourt, Roanoke, Giles and Monroe;" and the bill, "To place the real estate of the Belmont iron works company, on the footing of personal property," with a recommendation that it be rejected.

The bill, "To incorporate the Merchants Bank of Virginia," was taken up; and, on motion of Mr. Deneale, laid upon the table and made the order of the day for Wednesday next.

The bill, "To incorporate the York River steam navigation and plank road company," on motion of Mr. Catlett, was taken up.

Mr. Catlett moved to amend the substitute reported by the committee, by inserting before the commencing clause, the following new section:

"*Be it enacted*, That the time allowed the Richmond and Pamunkey railroad company, for commencing their road, be and is hereby extended to five years from the passage of this act."

On the question put thereupon, it was agreed to by the Senate.

The question was then put, upon the amendment as amended, and agreed to by the Senate.

The bill, as amended, was read the third time and passed.

On motion of Mr. Catlett, the title was amended by striking therefrom the words "and plank road."

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Ambler, from the Committee of General Laws, reported the "Resolution to re-let, under certain circumstances, the continuation of the Southwestern road," with amendment.

The bill, "Divorcing Melinda S. Jones from her husband George Jones, was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "For the relief William O. Jordan," was taken up.

Mr. Thompson of A., moved to amend the bill by striking out the words, "three hundred and fifty-four" and inserting "two hundred."

On the question being put thereupon, it was disagreed to by the Senate. Ayes 7—Noes 20.

The ayes and noes, upon that question, being required by Mr. Ambler, seconded by Mr. Woods, were as follow:

Ayes—Messrs. Woods, Thompson of A., Carrington, Pitts, Tate, Edmiston and Cowen—7.

Noes—Messrs. Dennis, (Speaker,) Tribble, Horner, Kinney, Barbee, Carlile, Isbell, Opie, French, Turner, Stanard, Deneale, Grantham, Crump, Thompson of D., Catlett, Ambler, Layne, West and Ward—20.

The question was then put upon the passage of the bill, and decided in the affirmative. Ayes 18—Noes 9.

The ayes and noes, upon that question, being required by Mr. Thompson of A., seconded by Mr. Rives, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Tribble, Barbee, Carrington, Isbell, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Crump, Thompson of D., Catlett, Layne, West and Ward—18.

Noes—Messrs. Woods, Thompson of A. Horner, Kinney, Carlile, Pitts, Edmiston, Cowen and Ambler—9.

The following message was received from the House of Delegates by Mr. Whitten :

Mr. Speaker,—The House of Delegates have passed the bill, entitled, "An act prescribing the mode in which Samuel Moore, Sheriff of Washington county, may execute his bonds and take the oaths prescribed by law."

The said bill, being delivered in, was read the first and second times and committed to Messrs. Cowen, Tate and French.

On motion of Mr. Cowen, the committee had leave to sit during the Session of the Senate.

Mr. Cowen, from the committee, to whom was committed the bill, "Prescribing the mode in which Samuel Moore, Sheriff of Washington county, may execute his bonds and take the oaths prescribed by law," reported the same without amendment.

On motion of Mr. Cowen, the bill was read the third time ; and, on the question put thereupon, passed by the Senate.

On motion of Mr. Cowen, the 29th rule of the Senate was suspended, so far as relates to said bill.

Ordered, That Mr. Cowen inform the House of Delegates thereof.

Mr. Deneale offered the following resolution :

Resolved, That the Clerk be and he is hereby required to report all bills acted upon by the Senate to the House of Delegates the next morning, instead of the time now required under the rules of this body.

On motion of Mr. Stanard, the said resolution was laid upon the table.

The bill, "Changing the mode of appointment and tenure of office of the directors of the Eastern and Western Lunatic Asylums," was taken up.

Mr. Pitts moved the following amendment to be added to the 4th section.

Provided, That it shall be lawful for the said Directors of the Eastern Lunatic Asylum to authorise to be drawn in advance, small amounts not exceeding one hundred dollars in any one month, to defray contingent expenses for the said Asylum."

Mr. Cowen moved that the previous question be now put ; and, on the question put thereupon, was agreed to by the Senate.

The question was then put, upon Mr. Pitts' amendment and decided in the negative. Ayes 3—Noes 24.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Cowen, were as follow :

Ayes—Messrs. Woods, Pitts and Stanard—3.

Noes—Messrs. Dennis, (Speaker,) Rives, Tribble, Thompson of A., Horner, Kinney, Carlile, Carrington, Isbell, Opie, Tate, French, Turner, Deneale, Grantham, Edmiston, Cowen, Crump, Thompson of D., Catlett, Ambler, Layne, West and Ward—24.

Mr. Pitts offered the following amendment—add,

"§ 5. *Be it further enacted*, That it shall not be lawful to remove any officer of either of said Asylums, except by a vote of two-thirds of all the Directors of said Asylums."

Mr. Catlett, moved that the previous question be now put; and, on the question put thereupon, was disagreed to by the Senate. Ayes 17—Noes 9.

The ayes and noes, upon that question, being required by Mr. Stanard, seconded by Mr. Pitts, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Barbee, Carlile, Carrington, Isbell, Opie, Tate, Turner, Deneale, Grantham, Edmiston, Cowen, Catlett, Layne and West—17.

Noes—Messrs. Horner, Kinney, Pitts, French, Stanard, Crump, Thompson of D., Ambler and Ward—9.

Mr. Stanard moved to amend the amendment by striking out the words “two-thirds” and inserting in lieu thereof the words “a majority”, which was accepted by Mr. Pitts.

Mr. Deneale moved that the previous question be now put; and, on the question put thereupon, was agreed to by the Senate.

The question was then put upon Mr. Pitts’ amendment and decided in the negative. Ayes 5—Noes 23.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Stanard, were as follow :

Ayes—Messrs. Woods, Pitts, French, Stanard and Crump—5.

Noes—Messrs. Dennis, (Speaker,) Rives, Tribble, Thompson of A., Horner, Kinney, Barbee, Carlile, Carrington, Isbell, Opie, Tate, Turner, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Ambler, Layne, West and Ward—23.

The question was then put upon the passage of the bill and decided in the affirmative. Ayes 27—No 1.

The ayes and noes, upon that question, being required by Mr. Catlett, seconded by Mr. Carlile, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Carlile, Carrington, Isbell, Pitts, Opie, Tate, French, Turner, Deneale, Grantham, Edmiston, Cowen, Crump, Thompson of D., Catlett, Ambler, Layne, West and Ward—27.

No—Mr. Stanard—1.

The bill, “For the construction of a Railroad from the Ohio river, and for other purposes,” was taken up; and, on motion of Mr. Deneale, laid upon the table and made the order of the day, for half-after ten o’clock, to-morrow.

Mr. Woods offered the following resolution :

Resolved, That the Senate will, on and after this day, take a recess from two to four o’clock, P. M. Mr. Carlile moved to amend the resolution by striking out “two” and inserting “half-past two,” which was agreed to by the Senate.

Mr. Thompson moved an amendment, by way of substitute, as follows :

Resolved, That on and after to-day, the Senate will meet at ten o’clock, A. M. and adjourn at three P. M., which was disagreed to by the Senate. Ayes 9—Noes 17.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Tate, were as follow :

Ayes—Messrs. Rives, Tribble, Barbee, Carlile, Carrington, Opie, Thompson of D., Catlett and West—6.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Isbell, Pitts, Tate, French, Turner, Stanard, Deneale, Grantham, Edmiston, Cowen, Ambler, Layne and Ward—17.

Mr. Stanard moved that the previous question be now put.

Mr. Catlett moved that the Senate do now adjourn, which was agreed to by the Senate. Ayes 15—Noes 13.

The ayes and noes, upon that question, being required by Mr. Stanard, seconded by Mr. Woods, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Tribble, Thompson of A., Horner, Kinney, Carlile, Carrington, Isbell, Pitts, Opie, Thompson of D., Catlett, Ambler and West—15.

Noes—Messrs. Woods, Barbee, Tate, French, Turner, Stanard, Deneale, Grantham, Edmiston, Cowen, Crump, Layne and Ward—13.

On motion of Mr. Isbell,

The Senate then adjourned until to-morrow, ten o'clock.



TUESDAY, MARCH 18, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 17, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act to incorporate the Wellsburg Female Seminary;" "An act imposing taxes for the support of Government;" "An act to empower the Kanawha Lodge, No. 73, of the Independent Order of Odd-Fellows, to erect a Hall in the town of Charleston in the county of Kanawha," "An act to authorise separate elections in certain counties, and to change the place of holding certain others;" "An act to amend the act passed February 2, 1850, for continuing the Beverly and Fairmont road, and for other purposes;" "An act extending the corporate limits of the town of Parkersburg in the county of Wood, and for other purposes;" "An act to incorporate the Centreville and Saint Mary's turnpike company;" "An act to incorporate the Norfolk and Fredericksburg Steamboat company;" "An act to incorporate the Norfolk and Petersburg railroad company;" "An act to incorporate the Atlas Mining and Manufacturing company;" "An act incorporating the Insurance Company of the Valley of Virginia;" "An act to incorporate the Buchanan Male Academy;" "An act to incorporate the Merchants and Mechanics Savings Bank of the city of Norfolk, and for other purposes;" "An act to increase the capital stock of the West Milford and New Salem turnpike company;" "An act to amend an act to incorporate the Jonesville and Little Stone Gap turnpike company, passed March 4th, 1850;" "An act to incorporate the Martins Creek free road company;" "An act to amend the Mawberrys Gap turnpike company, so as to change the name of the company to the Wytheville and Danville turnpike company, and to change the location from Danville to Wytheville instead of from Danville to Christiansburg;" "An act to incorporate the Middlebrook and Brownsburg turnpike company."

They have adopted a resolution providing for the publication of the Sketches of the Acts and Resolutions of the General Assembly; and a resolution ratifying a certain contract between the Richmond and Danville railroad company and William S. Triplett.

And have passed bills, entitled, "An act incorporating the town of Harpers Ferry in the county of Jefferson;" "An act to amend an act passed March 7th, 1850, entitled, an act to incorporate the Princeton and Red Sulphur turnpike company;" "An act to increase the capital stock of the Hardy and Winchester turnpike company;" "An act divorcing Anna Woolfolk from her husband Bentley B. Woolfolk;" "An act in relation to Dams across McKimm creek in Tyler county;" "An act to incorporate the Boydton Savings Bank, and for other purposes;" "An act to incorporate the Hampshire Coal and Iron company;" "An act to revive an act, entitled, an act to incorporate the Reed Creek Manufacturing company in the county of Wythe, passed March 18th, 1850;" "An act to repeal the tenth and eleventh Sections of the 19th Chapter of the Code of Virginia, and for other purposes;" "An act making it felony to steal a child from the person having lawful charge of such child;" "An act releasing to Elizabeth James Murphy the Commonwealth's right to certain real and personal estate therein mentioned;" and, "An act authorising the payment of a sum of money to George Rabbitt of the county of Fauquier."

In which resolutions and bills they request the concurrence of the Senate.

The bill, "Authorising the payment of a sum of money to George Rabbitt of the county of Fauquier," was read the first and second times, and committed to the Committee of Claims.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz :

"To incorporate the capital stock of the Hardy and Winchester turnpike company;" and, "To amend an act passed Mar. 7th, 1850, entitled, an act to incorporate the Princeton and Red Sulphur turnpike company."

The following bills were read the first and second times, and committed to the Committee of General Laws, viz :

"Releasing to Elizabeth James Murphy the Commonwealth's right to certain real and personal estate therein mentioned;" "Making it felony to steal a child from the person having the lawful charge of such child;" "To repeal the tenth and eleventh Sections of the 19th Chapter of the Code of Virginia, and for other purposes;" "To revive an act entitled an act to incorporate the Reed Creek manufacturing company in the county of Wythe, passed March 18th, 1841;" "To incorporate the Hampshire Coal and Iron company;" "To incorporate the Boydton Savings Bank, and for other purposes;" "In relation to Dams across McKimm creek in Tyler county;" and, "Incorporating the town of Harpers Ferry in the county of Jefferson."

The bill, "Divorcing Anna Woolfolk from her husband Bentley B. Woolfolk," was read the first and second times, and committed to Messrs. Ambler, Horner and Edmiston.

The "Resolutions providing for the publication of the Sketches of the Acts and Resolutions of the General Assembly," were twice read and committed to the Committee of General Laws.

The "Resolution ratifying a certain contract between the Richmond and Danville Railroad company and William S. Triplett," was twice read and committed to the Committee of Internal Improvement.

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills with amendments, viz :

"To incorporate the Fincastle and Covington turnpike company;" "To incorporate the Fayette and Blue Sulphur Springs turnpike company;" "To increase the capital stock of the Kingwood and West Union turnpike company;" "Incorporating the Cedar Creek and Opequon turnpike company;" "To amend the act passed March 16, 1849, entitled, an act incorporating the Warrenton and Rappahannock turnpike company;" and, "Incorporating the Saint Mary's turnpike company;" And bills, "To reduce the capital stock of the Millwood and Berryville turnpike company;" "To increase the capital stock of the Brandonville, Kingwood and Evansville turnpike company;" and, "To incorporate the South Lowell branch railroad," without amendment.

Mr. Ambler, from the Committee of General Laws, reported the following bills without amendment, viz :

"For the relief of Henry Thomas of the county of Rockingham, and for other purposes;" "Authorising the appointment of an Agricultural Commissioner and Chemist;" "In relation to the Lower Appomattox company, and for other purposes;" "Incorporating the Richmond Machine and Fire Insurance company;" "To incorporate the Meade Collegiate Institute in the county of Wood, and for other purposes;" "To amend the Charter of the town of Dayton in the county of Rockingham;" "Concerning Hugh Smith of Alexandria;" and, "To authorise a sale of a part of the tract of land in Wythe county, belonging to the Lutheran and German Reformed Church."

The Resolution of Mr. Woods to take a recess, was taken up and agreed to as follows : "*Resolved*, That the Senate will, on and after to-day, take a recess from two to four o'clock, A. M. for the remainder of the Session."

The bill, "For the relief of Robert Allison," was taken up, and, on motion of Mr. Deneale, laid upon the table.

The bill, "For the relief of John Avis of the county of Jefferson," was taken up, and, on motion of Mr. Opie, laid upon the table.

The bill, "Authorising an increase of the capital stock of the Junction Valley turnpike company by private subscription, and for other purposes," was taken up.

The Committee reported the following amendments :

"Strike out the Proviso to the 4th Section."

5th Section, 6th line, strike out all after the word "up" to the end of the Section, and insert "*Provided*, That this Section shall continue in force five years and no longer,"—add to the end of the 1st Section the words, "And that it shall be lawful for the Mayor and Common Council, of the town of Staunton, to subscribe for an amount not exceeding three thousand dollars, to the stock of the Junction Valley turnpike company," and, on the question put thereupon, were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To amend the act of March 19th, 1850, entitled, an act to provide for the construction of a Bridge across New River in Giles county," on motion of Mr. Thompson of A., was taken up.

The amendment, reported by the committee, to strike out the word "one" and insert "three" in 3d line of 2d Section, was agreed to.

Mr. Thompson of A., offered the following amendments:

"1st. Strike out the first Section."

2d. Strike out the words "further enacted" from the 1st line, 2d Section, and insert the words "enacted by the General Assembly."

3d. Strike out the words "said act" in the first line, 2d Section, and insert the words "An act passed March 19th, 1850, entitled, an act to provide for the construction of a Bridge across New River in Giles county."

4th. Add a new Section to the bill as follows: (to come in before the commencing clause).

"It shall be lawful for the Board of Public Works to contract with the owners of Chapman's and Snider's ferry, if the owners be adults, and with the guardians of any who are infants, and by such contract to determine the reasonable damages which they may sustain by reason of the construction of said bridge, instead of the mode prescribed by the fourth Section of the act aforesaid. And if the said Board shall fail or be unable to agree with said owners, they shall report all the facts of the case to the Legislature, at its next Session, who may thereupon consider the propriety of authorising the construction of said bridge at some other point on the said stream;" and, on the question put upon the said resolutions, they were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Providing for the construction of a Railroad to the Ohio River, and for other purposes," was taken up and read the third time.

Mr. Kinney offered the following amendment, viz:

Strike out the 7th Section, and insert in lieu thereof the following:—

"Sect. 7. The Virginia Central Railroad company are hereby authorised and empowered to increase their capital stock by the additional sum of three millions of dollars, to be divided into shares of one hundred dollars each, for the purpose of extending their Railroad from some point at or near the town of Covington in Virginia, to some eligible point on or near the Ohio River; and the President and Directors of said Virginia Central Railroad are hereby authorised to appoint Commissioners to open Books and receive Subscriptions for said increased stock, and all laws and parts of laws now in force, and to which said company are subject, shall be in force in all respects, for the purpose of extending the construction of said Railroad as herein provided in this Section, except that the Board of Public Works are not hereby authorised to subscribe for any part of said increased capital stock.

The Senate took a recess until four o'clock.

The following message was received from the House of Delegates by Mr. Yerby:

Mr. Speaker,—The House of Delegates have passed bills, entitled, "An act concerning the Virginia Military Institute;" and, "An act to incorporate the Hardy and Randolph turnpike company."

The bill, "Concerning the Virginia Military Institute," was read the first and second times and committed to Messrs. Kinney, Ambler and Thompson of A.

The bill, "To incorporate the Hardy and Randolph turnpike company," was read the first and second times, and committed to the Committee of Internal Improvement.

On motion of Mr. Horner,

The Senate then adjourned until to-morrow, ten o'clock.



WEDNESDAY, MARCH 19, 1851.

The following communication was received from the House of Delegates by their Clerk: *In the House of Delegates, March 18, 1851.*

The House of Delegates have passed bills, entitled, "An act to incorporate the Rockingham Male and Female Seminary;" "An act extending the corporate limits of the town of Fredericksburg;" "An act for the relief of John T. Arnall of the county of Augusta;" "An act to incorporate the Westham plank road company;" "An act to increase the capital stock of the Hazel River Navigation company;" "An act to incorporate the Snow Creek and Hales ford turnpike company;" "An act to incorporate the Union Hall turnpike company;" "An act to incorporate the Alexandria and Fredericksburg railroad company;" "An act to increase the capital stock of the Howardsville and Rockfish turnpike company;" "An act to incorporate the Buford's Gap and Buchanan turnpike company;" "An act to incorporate the Stone Mountain free road company;" and, "An act to incorporate the Jeffersonville Savings Bank in the county of Tazewell, and the Wappacomo Savings Bank."

In which they request the concurrence of the Senate.

The bill, "For the relief of John T. Arnall of the county of Augusta," was read the first and second times and committed to the Committee of Claims.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz:

"To incorporate the Stone Mountain free road company;" "To incorporate the Westham plank road company;" "To incorporate the Buford's Gap and Buchanan turnpike company;" "To increase the capital stock of the Howardsville and Rockfish turnpike company;" "To incorporate the Alexandria and Fredericksburg railroad company;" "To incorporate the Union Hall turnpike company;" "To increase the capital stock of the Hazel River Navigation company;" and, "To incorporate the Snow Creek and Hales ford turnpike company."

The following bills were read the first and second times, and committed to the Committee of General Laws, viz:

"To incorporate the Jeffersonville Bank in the county of Tazewell, and the Wappacomo Savings Bank;" "Extending the corporate limits of the town of Fredericksburg;" and, "To incorporate the Rockingham Male and Female Seminary."

Mr. Deneale, from the Committee of Internal Improvement, reported bills, entitled, "An act to amend an act passed March 7th, 1850, entitled, an act to incorporate the Princeton and Red Sulphur turnpike company;" "To increase the capital stock of the Hardy and Winchester turnpike company;" and, "To incorporate the Hardy and Randolph turnpike company."

Mr. Ambler, from the Committee of General Laws, reported bills, "To incorporate the town of Harpers Ferry in the county of Jefferson;" and, "To revive an act entitled an act to incorporate the Red Creek Manufacturing company in the county of Wythe, passed March 18th, 1851, with amendments;" and bills, "Releasing to Elizabeth James Murphy the Commonwealth's right to certain real and personal estate therein mentioned;" "In relation to Dams across McKimm Creek in Tyler county;" "To incorporate the Boydton Savings Bank, and for other purposes;" "To incorporate the Hampshire Coal and Iron company;" "Making it felony to steal a child from the person having the lawful charge of such child;" and, "To repeal the tenth and eleventh Sections of the 19th Chapter of the Code of Virginia, and for other purposes," without amendment. And, "The Resolution providing for the publication of the Sketches of the Acts and Resolutions of the General Assembly," with a recommendation that it be rejected.

Mr. Layne, from the Committee to examine Enrolled Bills, reported that the committee had examined sundry other enrolled bills, and found them truly enrolled.

Mr. Kinney, from the committee to whom was committed the bill, "Concerning the Virginia Military Institute," reported the same without amendment.

Mr. Ambler, from the committee to whom was committed the bill, "Divorcing Anna Woolfolk from her husband Bentley B. Woolfolk," reported the same without amendment.

The bill, "Providing for the construction of a Railroad to the Ohio River, and for other purposes," was taken up as the unfinished business of yesterday, the amendment offered by Mr. Kinney still pending.

Mr. Deneale offered the following as a substitute for the bill and amendment, viz:

Be it enacted by the General Assembly, That the Board of Public Works be and they are hereby authorised and required, to have constructed a Railroad, to be called the "Virginia Railroad," commencing at Covington in the county of Alleghany, and terminating at some point on the Ohio River not north of the mouth of Big Sandy.

Be it further enacted, That for the construction of said road, the Board of Public Works be and they are hereby required to subscribe on the part of the State annually the sum of \$500,000, until an amount sufficient shall have been subscribed to complete and to put in full operation the said road.

Be it further enacted, That the Virginia and Tennessee Railroad, the Virginia Central Railroad, the Manassas Gap Railroad, and the James River and Kanawha Canal be and they are hereby authorised to increase their capital stock by private subscription to an amount sufficient to effect a connection with the Virginia Railroad, at the most eligible points for such connection.

Be it further enacted. That the Virginia Railroad shall be under the control of the Board of Public Works, and shall extend to each one of the above named companies connecting with her the same privileges and facilities in carrying both tonage and passengers, and shall charge the rates per mile to all tonage and passengers passing upon the said Virginia Railroad.

Be it further enacted, That the Board of Public Works be and they are hereby authorised to borrow, on the faith of the State, the amount hereby appropriated as prescribed in the Code of Virginia.

This act shall be in force from and after its passage.

Mr. Thompson of A. moved to recommit the bill and amendments to the Committee of Internal Improvement.

The Senate took a recess until four o'clock.

The following message was received from the House of Delegates by Mr. Tomlin:

Mr. Speaker,—The House of Delegates have agreed to the amendments of the Senate to the bill, "To incorporate the York River Steamboat company," with amendments; the amendments being read, and, on the question put thereupon, were agreed to by the Senate.

On motion of Mr. Catlett, the 29th rule of the Senate was suspended, so far as relates to said bill.

Ordered, That Mr. Catlett inform the House of Delegates of the concurrence of the Senate in the amendments.

The following communication was received from the House of Delegates by Mr. Southall:

Mr. Speaker,—The House of Delegates have passed the bill, entitled, an act, "Concerning the Clerk and Court of Hustings of the city of Williamsburg;" in which they request the concurrence of the Senate.

The said bill being delivered in, was read the first and second times, and committed to Messrs. Starnard, Pitts and Deneale.

On motion of Mr. Crump,

The Senate then adjourned until to-morrow ten o'clock.



THURSDAY, MARCH 20, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, March 19, 1851.

The House of Delegates have passed bills, entitled, "An act to incorporate the Cross Roads and Summit Point turnpike company;" "An act to incorporate the Hazel River turnpike company;" "An act to incorporate the Harrisonburg and Franklin turnpike company;" "An act to incorporate the Staunton and North River Gap turnpike company;" "An act incorporating the Louisa Gold Mining company;" and, "An act granting a subterranean right of way to owners of Coal land in rear of a mountain or hill:" In which they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz:

"To incorporate the Cross Roads and Summit Point turnpike company;" "To incorporate the Hazel River turnpike company;" "To incorporate the Harrisonburg and Franklin turnpike company;" and, "To incorporate the Staunton and North River Gap turnpike company."

The bills, "Incorporating the Louisa Gold Mining company;" and, "Granting a subterranean right of way to owners of Coal land in rear of a mountain or hill," were read the first and second times, and committed to the Committee of General Laws.

Mr. Daniel, from the Committee of Claims, reported bills, "Authorizing the payment of a sum of money to George Rabbitt of the county of Fauquier;" and, "For the relief of Koons and Dean of the county of Alexandria," without amendment.

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills with amendment, viz: "To incorporate the Alexandria and Fredericksburg railroad company;" "To incorporate the Westham plank road company." And, "To incorporate the Snow Creek and Halesford turnpike company;" "To incorporate the Buford's Gap and Buchanan turnpike company;" "To increase the capital stock of the Howardsville and Rockfish turnpike company;" "To incorporate the Union Hall turnpike company;" "To increase the capital stock of the Hazel River Navigation company;" and, "To incorporate the Stone Mountain free road company," without amendment.

Mr. Shackelford, from the Committee of Courts of Justice, reported the following bills without amendment, viz:

"Divorcing Joseph S. Polling from his wife Elizabeth;" "Divorcing Ann T. Blankinship from her husband Thomas R. Blankinship;" "Divorcing Mary E. S. Harris from her husband George W. Harris, and for other purposes;" "Divorcing Sarah T. Wilson from her husband John Wilson, and Balthasar Sperat Du Veyriere from his wife Jane R.;" "Divorcing George Johnston from his wife Susannah;" "Divorcing John C. Johnson from his wife Elizabeth, and Mary A. Hilliard from her husband Benjamin;" "Divorcing Henry L. Stephens from his wife Rebecca Jane;" and, "Releasing George Miller from the payment of a fine."

Mr. Stauard, from the Committee to whom was referred the bill, entitled, "An act concerning the Clerk and Court of Hustings of the city of Williamsburg," reported the same without amendment.

Mr. Deneale, from the Committee of Internal Improvement, reported the "Resolution ratifying a certain contract between the Richmond and Danville railroad company and William S. Triplett," with amendment.

The bill, "Providing for the construction of a Railroad to the Ohio, and for other purposes," was taken up as the unfinished business of yesterday; pending Mr. Thompson's motion to recommit the bill and amendments to the Committee of Internal Improvement.

Mr. Cowen, moved that the previous question be now put, which was agreed to. Ayes 23—Noes 2.

The ayes and noes, upon that question, being required by Mr. Cowen, seconded by Mr. Deneale, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Horner, Kinney, Daniel, Carrington, Isbell, Opie, Tate, French, Turner, Harvey, Deneale, Edmiston, Cowen, Thompson of D., Catlett, Thomas, Layne, West and Ward—23.

Noes—Messrs. Shackelford and Stanard—2.

The question was then put, on Mr. Thompson's motion, and agreed to. Ayes 14—Noes 12.

The ayes and noes, upon that question, being required by Mr. Thompson, seconded by Mr. Rives, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carrington, Pitts, Shackelford, French, Harvey, Deneale, Edmiston, Thomas, Layne, West and Ward—14.

Noes—Messrs. Rives, Woods, Tribble, Daniel, Isbell, Opie, Tate, Turner, Cowen, Crump, Thompson of D., and Catlett—12.

Mr. Woods moved to take up the Resolution for the election of a Governor of this Commonwealth.

Mr. Isbell moved that the previous question be now put ; which was agreed to by the Senate ; the question was then put, upon taking up, and agreed to by the Senate.

Mr. Woods offered the following amendment to the resolution :

Resolved, That the next Session of the General Assembly shall commence on the first Monday in December next, instead of the time now fixed by law.

Mr. Kinney moved that the resolution and amendment be laid upon the table.

Mr. Shackelford moved that the resolution and amendment be indefinitely postponed, which was disagreed to by the Senate. Ayes 7—Noes 20.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Carlile, were as follow :

Ayes—Messrs. Kinney, Shackelford, Opie, Turner, Stanard, Cowen and Crump—7.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Carlile, Daniel, Carrington, Tate, French, Deneale, Edmiston, Thompson of D., Catlett, Ambler, Thomas, Layne, West and Ward—20.

The question was then taken on the amendment, and disagreed to by the Senate.

Mr. Tribble moved that the 4th rule of the Senate be suspended, with a view to reconsider the vote upon Mr. Woods' amendment, which was agreed to by the Senate.

Mr. Deneale moved that the previous question be now put ; which was agreed to by the Senate.

The question was then put, upon Mr. Woods' amendment, and lost by an equal division of the Senate. Ayes 15—Noes 15.

The ayes and noes, upon that question, being required by Mr. Opie, seconded by Mr. Carlile, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Horner, Carrington, Pitts, Shackelford, Turner, Stanard, Harvey, Deneale, Thompson of D., Catlett, Ambler, Layne and West—15.

Noes—Messrs. Rives, Tribble, Thompson of A., Kinney, Carlile, Daniel, Isbell, Opie, Tate, French, Edmiston, Cowen, Crump, Thomas and Ward—15.

The following communication was received from the House of Delegates by Mr. Ferguson :

Mr. Speaker,—The House of Delegates have adopted a "Resolution rescinding the resolution fixing the day for the adjournment of the General Assembly," in which they request the concurrence of the Senate.

The resolution was delivered in.

Mr. Deneale moved to amend the resolution by striking out the words "Thursday 20th" and insert "Saturday 22d", which was rejected by an equal division of the Senate. Ayes 15—Noes 15.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Stanard, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Horner, Carrington, Shackelford, Tate, French, Turner, Deneale, Edmiston, Cowen, Crump, Ambler, Layne and West—15.

Noes—Messrs. Rives, Tribble, Thompson of A., Kinney, Carlile, Daniel, Isbell, Pitts, Opie, Stanard, Harvey, Thompson of D., Catlett, Thomas and Ward—15.

Mr. Shackelford moved to amend the resolution by striking out "twentyeth" and inserting "twenty-first"—Mr. Carlile demanded the previous question which was ordered.

The question was then put upon Mr. Shackelford's motion, and agreed to. Ayes 16—Noes 14.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Ambler, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Horner, Daniel, Carrington, Shackelford, Tate, Turner, Deneale, Edmiston, Cowen, Thompson of D., Catlett, Ambler, Layne and West—16.

Noes—Messrs. Rives, Tribble, Thompson of A., Kinney, Carlile, Isbell, Pitts, Opie, French, Stanard, Harvey, Crump, Thomas and Ward—14.

Mr. Shackelford moved that the Resolution be indefinitely postponed, which was disagreed to by the Senate. Ayes 8—Noes 20.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Tate, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Carrington, Shackelford, Opie, Deneale, Thompson of D., Ambler and West—8.

Noes—Messrs. Rives, Tribble, Thompson of A., Horner, Kinney, Carlile, Daniel, Isbell, Pitts, Tate, French, Turner, Harvey, Edmiston, Cowen, Crump, Catlett, Thomas, Layne and Ward—20.

The question was then put upon the Resolution, as amended, and agreed to by the Senate. Ayes 18—Noes 9.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Ward, were as follow :

Ayes—Messrs. Rives, Tribble, Thompson of A., Kinney, Carlile, Daniel, Isbell, Tate, French, Turner, Harvey, Edmiston, Cowen, Crump, Catlett, Thomas, Layne and Ward—18.

Noes—Messrs. Dennis, (Speaker,) Carrington, Shackelford, Opie, Stanard, Deneale, Thompson of D., Ambler and West—9.

On motion of Mr. Carlile, the 29th rule of the Senate was suspended, so far as relates to the resolution.

Ordered, That Mr. Carlile inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "Releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes," on motion of Mr. Rives, was taken up.

Mr. Shackelford moved to strike out the 1st Section; the bill was then informally passed by.

The "Resolution rescinding the resolution fixing the day for the adjournment of the General Assembly," was taken up and read.

Mr. Catlett moved that the previous question be now put; which was agreed to by the Senate.

Mr. Horner moved to suspend the 4th rule, with a view to reconsider the vote upon the previous question, and it was disagreed to by the Senate. Ayes 12—Noes 18.

The ayes and noes, upon that question, being required by Mr. Stanard, seconded by Mr. Pitts, were as follow:

Ayes—Messrs. Rives, Woods, Horner, Carrington, Isbell, Shackelford, Stanard, Deneale, Edmiston, Cowen, Ambler and West—12.

Noes—Messrs. Dennis, (Speaker,) Tribble, Thompson of A., Kinney Carlile, Daniel, Pitts, Opie, Tate, French, Turner, Harvey, Crump, Thompson of D., Catlett, Thomas, Layne and Ward—18.

The question was then taken upon the resolution, and agreed to by the Senate. Ayes 17—Noes 13.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Harvey, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Horner, Kinney, Carrington, Isbell, Shackelford, Tate, French, Turner, Edmiston, Thomas, Layne, West and Ward—17.

Noes—Messrs. Rives, Carlile, Daniel, Pitts, Opie, Stanard, Harvey, Deneale, Cowen, Crump, Thompson of D., Catlett and Ambler—13.

The consideration of the bill, "Releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes," was resumed.

Mr. Shackelford withdrew his amendment.

Mr. Rives offered the following amendment, which was agreed to by the Senate.

Provided, The said William Hall shall sell, or cause the said property to be sold, within twelve months from the passage of this act, to a citizen of the United States.

Mr. Shackelford moved to strike out the 1st Section, which was agreed to by the Senate. Ayes 12—Noes 9.

The ayes and noes upon that question, being required by Mr. Rives, seconded by Mr. West, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Carlile, Carrington, Pitts, Shackelford, Stanard, Deneale, Edmiston, Cowen, Catlett and Layne—12.

Noes—Messrs. Rives, Woods, Daniel, French, Turner, Harvey, Crump, West and Ward—9.

The question was then put, upon the bill as amended, having been read the third time and passed. Ayes 22—Noes 0.

The eyes and nose, upon that question, being required by Mr. Shankelford, seconded by Mr. Opie, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Horner, Carlile, Daniel, Carrington, Pitts, French, Turner, Stasard, Harvey, Deneale, Edmiston, Cowen, Crump, Catlett, Ambler, Layne, West and Ward—22.

Noes—00.

On motion of Mr. Carrington the title was amended.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Refunding to the Treasurer of the Northumberland Academy a certain sum of money," on motion of Mr. Harvey, was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bills, "To incorporate the Merchants Bank of Virginia," and, "To incorporate the Central Bank of Virginia," were laid upon the table and made the order of the day for to-morrow, half-past ten o'clock.

On motion of Mr. Woods, the 29th rule was suspended, so far as relates to the resolution rescinding the resolution fixing the day for the adjournment of the General Assembly.

Ordered, That Mr. Woods inform the House of Delegates thereof.

The bill, "To extend the Charter of the Merchants and Mechanics Bank of Wheeling," was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To amend the act passed March 17th, 1849, entitled, an act incorporating the Logan, Raleigh and Monroe turnpike company, and for other purposes," was taken up.

The amendments reported by the Committee, on the question put thereupon, were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "For the relief of the collecting officers of Gilmer county," was taken up, and, on the question put thereupon, passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Incorporating the Reedy and Harrisville turnpike company," was taken up.

The amendment reported by the Committee, was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To amend an act to incorporate the Ravenswood and Reedy turnpike company, passed February 18th, 1850," was taken up.

The amendment reported by the Committee was agreed to by the Senate.

The bill, as amended, was read the third time and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To revive an act to incorporate the Walker's Creek and Holston turnpike company, passed February 4th, 1849," was taken up.

The amendments reported by the Committee, were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To amend the Charter of the city of Petersburg," was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Jacksonville and Christiansburg turn-pike company," was taken up.

The amendments reported by the Committee, were agreed to by the Senate.

The bill, as amended, was read the third time and passed. Ayes 17—Noes 6.

The ayes and noes, upon that question, being required by Mr. Thompson of D., seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Horner, Kinney, Carlile, Shackelford, Tate, French, Turner, Deneale, Edmiston, Cowen, Layne, West and Ward—17.

Noes—Messrs. Daniel, Harvey, Crump, Thompson of D., Catlett and Ambler—6.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "Increasing the capital stock of the Richmond and Danville Railroad company," was taken up.

Mr. Catlett, offered the following amendment, to come in before the commencing clause, viz :

Be it further enacted, That the guaranty of the State heretofore given to the bonds of the Richmond and Danville Railroad company, to the extent of \$ 200,000, shall constitute and form a portion of this increased subscription and be considered a payment to that extent, the Commonwealth hereby assuming, in future, the regular payment of the interest thereon and the payment of the bonds at maturity.

And, on the question put thereupon, it was disagreed to by the Senate.

The bill was then read the third time and passed. Ayes 22—Noes 6.

The ayes and noes, upon that question, being required by Mr. Turner, seconded by Mr. West, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Horner, Kinney, Carlile, Carrington, Shackelford, Tate, French, Turner, Stanard, Deneale, Edmiston, Cowen, Crump, Ambler, Thomas, Layne, West and Ward—22.

Noes—Messrs. Daniel, Isbell, Pitts, Opie, Thompson of D., and Catlett—6.

The bill, "Increasing the capital stock of the Virginia Central railroad company," was taken up.

Mr. Deneale offered the following amendment, to come in before the commencing clause, viz :

Be it further enacted, That the subscription hereby intended to be made is not to be paid, or any portion thereof, until the Board of Public Works are satisfied that the amount is to be exclusively applied to the construction of the work west of Charlottesville.

Mr. Rives read an amendment which he intended to offer at a proper time, and then moved that the Senate adjourn, which was disagreed to by the Senate. Ayes 12—Noes 16.

The ayes and noes, upon the adjournment, being required by Mr. Kinney, seconded by Mr. French, were as follow :

Ayes—Messrs. Rives, Woods, Daniel, Isbell, Pitts, Opie, Tate, Deneale, Cowen, Crump, Thompson of D. and Catlett—12.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Carlile, Shackelford, French, Turner, Stanard, Harvey, Edmiston, Ambler, Thomas, Layne, West and Ward—16.

Mr. Isbell moved that the Senate do now adjourn ; and, on the question put thereupon, was disagreed to by the Senate. Ayes 11—Noes 14.

The ayes and noes, being required by Mr. Opie, seconded by Mr. Pitts, were as follow :

Ayes—Messrs. Rives, Woods, Daniel, Isbell, Opie, Tate, Turner, Deneale, Cowen, Thompson of D. and Catlett—11.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Shackelford, French, Stanard, Harvey, Edmiston, Crump, Ambler, Thomas, Layne, West and Ward—14.

The question was then taken on the amendment offered by Mr. Deneale, and it was rejected. Ayes 10—Noes 16.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Opie, were as follow :

Ayes—Messrs. Rives, Woods, Daniel, Isbell, Pitts, Opie, Deneale, Crump, Thompson of D. and Catlett—10.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carlile, Shackelford, Tate, French, Turner, Stanard, Harvey, Edmiston, Cowen, Ambler, Thomas, Layne and Ward—16.

On motion of Mr. Carlile,

The Senate then adjourned until to-morrow, ten o'clock.

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FRIDAY, MARCH 21, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 20, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, " An act to amend the act of March 19th, 1850, entitled, an act to provide for the construction of a Bridge across New River in Giles county ;" and, " An act authorising an increase of the capital stock of the Junction Valley turnpike company by private subscription, and for other purposes."

And have passed bills, entitled, " An act imposing a tax on Dogs in the county of Middlesex ;" " An act to incorporate the Jefferson and Frederick turnpike company ;" " An act to incorporate the Coal River bridge company ;" " An act to incorporate the Newark turnpike company ;" and, " An act to incorporate the Gulf Mills bridge company."

They have adopted a resolution providing for causing casts of Houdon's Statue of Washington, to be taken for the Colleges of the State.

In which bills and resolutions they request the concurrence of the Senate.

And the committee on their part to examine Enrolled Bills, have examined sundry other bills and found them truly enrolled, and they are herewith communicated for further examination and signature.

The following bills were read the first and second times and committed to the Committee of Internal Improvement, viz :

"To incorporate the New Market turnpike company ;" and, "To incorporate the Jefferson and Frederick turnpike company."

The bills, "To incorporate the Gulf Mills Bridge company ;" "To incorporate the Coal River Bridge company ;" and, "Imposing a tax on Dogs in the county of Middlesex ;" were read the first and second times and committed to the Committee of General Laws.

The "Resolution providing for causing casts of Houdon's Statue of Washington, to be taken for the Colleges of the State," was twice read and agreed to.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "To incorporate the Harrisonburg and Franklin turnpike company," with amendment. And bills, "To incorporate the Hazel River turnpike company ;" "To incorporate the Staunton and North River Gap turnpike company ;" and, "To incorporate the Cross Roads and Summit Point turnpike company," without amendment, and with a recommendation that the last bill be rejected.

Mr. Daniel, from the Committee of Claims, reported the bill, "For the relief of John T. Arnall of the county of Augusta," without amendment.

Mr. Deneale, from the Committee of Internal Improvement, to whom had been recommitted the bill, "Providing for the construction of a railroad to the Ohio River, and for other purposes," reported the same, with amendments, according to instructions.

Mr. Ambler, from the Committee of General Laws, reported the bill, "Extending the corporate limits of the town of Fredericksburg," without amendment. And bills, "To incorporate the Rockingham Male and Female Seminary ;" and, "To incorporate the Jeffersonville Bank in the county of Tazewell, and the Wappacomo Savings Bank," with amendments.

The bill, "Increasing the capital stock of the Virginia Central railroad," was taken up, as the unfinished business of yesterday ; Mr. Rives' amendment pending.

Mr. Shackelford moved that the previous question be now put, and it was agreed to by the Senate.

The question was then put upon Mr. Rives' amendment and rejected. Ayes 4—Noes 20.

The ayes and noes, upon that question, being required by Mr. Rives, seconded by Mr. Deneale, were as follow :

Ayes—Messrs. Rives, Tribble, Daniel and Catlett—4.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Kinney, Carlile, Carrington, Shackelford, Opie, Tate, French, Turner, Harvey, Deneale, Edmiston, Cowen, Crump, Ambler, Thomas, Layne and Ward—20.

Mr. Cowen moved to suspend the 4th rule of the Senate, with a view to reconsider the vote by which Mr. Deneale's amendment was rejected.

On motion of Mr. Thomas, the Chair was vacated during the pleasure of the Speaker.

The Speaker resuming the Chair,

The Senate, according to the joint order of the day, proceeded by joint vote with the House of Delegates to the election of a Governor.

The Clerk called the roll, whereupon it appeared that the Senators present voted as follows :

For Joseph Johnson—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Horner, Carlile, Daniel, Carrington, Shackelford, Opie, Tate, French, Deneale, Edmiston, Cowen, Thompson of D., Catlett, Layne and West—19.

For John Janney—Messrs. Thompson of A., Harvey and Crump—8.

For E. Snowden—Mr. Thomas.

For G. W. Sumers—Mr. Turner.

Ordered, That Messrs. Edmiston, Deneale, Carlile, Cowen and Ward be a committee to act with a committee from the House of Delegates, to ascertain the state of the vote ; and Mr. Edmiston reported the vote to be for Joseph Johnson 92, scattering 54 ; thereupon, Joseph Johnson was declared duly elected Governor of this Commonwealth for three years from the expiration of the term of office of the present incumbent.

The consideration of Mr. Cowen's motion to suspend the 4th rule, was resumed ; and, on the question put thereupon, it was agreed to by the Senate. Ayes 11—Noes 10.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Woods, were as follow :

Ayes—Messrs. Rives, Woods, Tribble, Daniel, Carrington, Opie, Tate, Deneale, Cowen, Crump and Catlett—11.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Shackelford, French, Turner, Harvey, Ambler, Thomas and Layne—10.

The following message was received from the House of Delegates by Mr. Massie :

Mr. Speaker,—The House of Delegates have passed a bill, entitled, "An act releasing to J. Louis Kinzer the Commonwealth's right to a lot of land in the town of Alexandria ;" the said bill was delivered in and read the first and second times, and committed to the Committee of General Laws.

The question was then put upon Mr. Deneale's amendment to the Central Railroad bill, and agreed to by the Senate. Ayes 11—Noes 10.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Cowen, were as follow :

Ayes—Messrs. Rives, Woods, Tribble, Daniel, Carrington, Opie, Tate, Deneale, Cowen, Crump and Catlett—11.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Shackelford, French, Turner, Harvey, Ambler, Thomas and Layne—10.

Mr. Deneale's resolution is as follows : (to come in before the enacting clause.)

Be it further enacted, That the subscription hereby intended to be made is not to be paid, or any portion thereof, until the Board of Public

Works are satisfied that the whole amount is to be exclusively applied to the construction of the work west of Charlottesville.

Mr. Woods moved further to amend the bill as follows :

1st Section, end of 5th line, before the word "equal" insert "in that part of the company's improvement west of the junction."

Mr. Crump moved a suspension of the 4th rule, to reconsider the vote on Mr. Deneale's amendment, which was agreed to.

On motion of Mr. Stanard, the bill and amendments were laid upon the table.

The following bills were read the third time and passed, viz :

"Authorising George W. Curry as guardian of the heirs of Matthew Alexander, deceased, to make sale of certain lots in the town of Union;" "Changing the name of the Marea Mining and Manufacturing company, and increasing its capital stock;" "To extend the corporate limits of the town of Buffalo, and for other purposes;" and, "Forming the county of Craig out of parts of Botetourt, Roanoke, Giles and Mercer."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Fincastle and Covington turnpike company," was taken up.

The amendments, reported by the committee, were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Fayette and Blue Sulphur Springs turnpike company," was taken up.

The amendment, reported by the committee, was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The "Resolution to re-let, under certain circumstances, the construction of the South-western road," was taken up.

The amendment, by way of substitute, reported by the committee, was read, and, on the question put thereupon, agreed to by the Senate.

The resolution, as amended, was then passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To increase the capital stock of the Kingwood and West Union turnpike company," was taken up.

The amendment, reported by the committee, was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "Incorporating the Cedar Creek and Opequon turnpike company," was taken up.

The amendment reported by the committee, was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To amend the act passed March 16, 1849, entitled, an act incorporating the Warrenton and Rappahannock turnpike company," was taken up.

The amendments, reported by the committee, were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Incorporating the Saint Mary's turnpike company," was taken up.

The amendment, reported by the committee, was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following bills were read the third time and passed, viz :

"To reduce the capital stock of the Millwood and Berryville turnpike company ;" "To increase the capital stock of the Brandonville, Kingwood and Evansville turnpike company ;" "To incorporate the South Lowell branch railroad company ;" "For the relief of Henry Thomas of the county of Rockingham, and for other purposes ;" "Incorporating the Richmond Marine and Fire Insurance company ;" and, "To incorporate the Meade Collegiate Institute in the county of Wood, and for other purposes."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Concerning the Clerk and Court of Hustings of the city of Williamsburg," on motion of Mr. Pitts, was taken up.

The bill was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, to-morrow.

The following bills were read the third time and passed, viz :

"To amend the Charter of the town of Dayton in the county of Rockingham ;" "Concerning Hugh Smith of Alexandria ;" and, "To authorise a sale of a part of the tract of land in Wythe county, belonging to the Lutheran and German Reformed Church."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To amend an act passed March 7th, 1850, entitled, an act to incorporate the Princeton and Red Sulphur turnpike company," was taken up, read the third time and passed. Ayes 13—Noes 12.

The ayes and noes, upon that question, being required by Mr. Catlett, seconded by Mr. Pitts, were as follow :

Ayes—Messrs. Thompson of A., Horner, Carlile, Carrington, Shackelford, Tate, French, Turner, Starnard, Cowen, Layne, West and Ward—13.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Daniel, Pitts, Harvey, Deneale, Crump, Thompson of D., Catlett and Ambler—12.

The bill, "Concerning the Virginia Military Institute," on motion of Mr. Woods, was taken up.

Mr. Ambler offered an amendment, by way of substitute, and, on the question put thereupon, it was adopted by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Hardy and Randolph turnpike company," was taken up.

The amendment, reported by the committee, was agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "Increasing the capital stock of the Virginia Central railroad," on motion of Mr. Stanard, was made the order of the day for to-morrow, at half-past ten o'clock.

The several Bank bills, on motion of Mr. Kinney, were made the order of the day for Monday, at half-past ten o'clock.

On motion of Mr. Deneale the Speaker signed the following Enrolled Bills :

An act to amend the act passed March 19, 1850, incorporating the Boydton and Petersburg plank road company.

An act to amend an act authorising a guaranty of the bonds of the Richmond and Danville railroad company.

An act authorising the county court of Charlotte to appoint two commissioners of the revenue for said county.

An act to authorise the Common Hall of Petersburg and the trustees of the town of Farmville, to subscribe to the stock of the South Side railroad company, and for other purposes.

An act extending the jurisdiction of the Special Court of Appeals.

An act to extend the charter of the Merchants manufacturing company of the city of Petersburg.

An act establishing the Savings bank in the town of Jacksonville in the county of Floyd.

An act to declare Sugar Tree Creek in Tyler county, a public highway.

An act to incorporate the Indian Poll draw bridge company in the county of Norfolk.

An act divorcing Mary Ann Conway from her husband Andrew J. Conway.

An act releasing to the heirs of Peter Lower and John Wellman, the Commonwealth's right to certain lands therein mentioned.

An act for extending the time for completing the Seaboard and Roanoke railroad.

An act authorising the Seaboard and Roanoke railroad company, to issue bonds.

An act to amend section six, chapter 79 of the Code of Virginia.

An act for the relief of Robert Ratcliff.

An act to incorporate the trustees of the Mercer Monument Association in Fredericksburg.

An act divorcing Margaret A. Combs from her husband Benjamin Combs.

An act authorising the qualified voters of the town of Lynchburg, to elect a Mayor for said town, and for other purposes.

An act divorcing Mary A. E. Roberts from her husband Nathaniel G. Roberts.

An act authorising the Flour inspector for the town of Falmouth, to inspect flour at Ficklin's mill in the county of Spotsylvania.

An act divorcing Eliza Jane Baare from her husband Ferdinand R. Baare.

An act authorising the Councils of Norfolk City, to enclose a part of Talbot street in said City.

An act for the relief of Hannah D. Taylor.

An act for the relief of the legatees of James Parker, deceased.

An act authorising three Justices of the Peace, to hold a Court for the Corporation of Norfolk, and for the Corporation of Lynchburg.

An act to amend the charter of the Danville toll bridge company.

An act concerning the re-assessment of the lands of this Commonwealth.

An act amending the act concerning the Petersburg Gas light company, passed Dec. 18, 1839.

An act to amend the fourth section, chapter one hundred and one of the Code of Virginia.

An act authorising a subscription on behalf of the State, to the stock of the Manassas gap railroad company.

An act authorising and requiring the Board of Public Works to subscribe three-fifths of eight hundred thousand dollars, to the capital stock of the South Side railroad.

An act to incorporate the Northwestern Virginia railroad company.

An act authorising the Board of Public Works to subscribe for three-fifths of the capital stock in the company already chartered for the improvement of the Rivanna river.

An act to authorise the Superintendent of public buildings to contract for the introduction of Gas into the Capitol Square.

An act to incorporate the South Branch bridge company.

An act to construct a turnpike road from Weston to West Union.

An act to incorporate the North river turnpike company.

An act authorising an increase of the capital stock of the Front Royal turnpike company.

An act making a further subscription on the part of the Commonwealth to the capital stock of the North river navigation company.

- An act to increase the capital stock of the Williamsport turnpike company.
- An act for the relief of Jesse Timms.
- An act for the relief of Jonathan Kay and others, securities of William B. Manning, late sheriff of Norfolk county.
- An act to increase the capital stock of the Sperryville and Rappahannock and Thornton's Gap turnpike companies.
- An act to amend an act, entitled, an act authorising a subscription for the Commonwealth to the stock of the Virginia and Tennessee railroad company, passed March 6, 1849.
- An act to incorporate the West Union turnpike company.
- An act to establish a system of free schools in the county of Hanover.
- An act to incorporate the Slate river company in the county of Buckingham.
- An act authorising the subscribers to the increased capital stock of the Hampshire and Morgan turnpike company, to form a separate company.
- An act to incorporate the Morgan and Frederick turnpike company.
- An act to incorporate the Simpson's creek turnpike company.
- An act prescribing the mode in which Isaac Medley may execute his bonds and take his oaths as sheriff of Halifax county.
- An act to change the rates of pilotage on certain vessels, and for other purposes.
- An act changing the times of holding the Spring terms of the Circuit Courts of the counties of Lee, Scott, Russell, Tazewell, Smyth and Washington.
- An act to incorporate the Berkeley and Hampshire turnpike company.
- An act divorcing Caroline Octavia Balls of the county of Loudoun, from her husband Robert M. Balls.
- An act to increase the capital stock of the Fredericksburg and Valley plank road company.
- An act to increase the capital stock of the Harrisville turnpike company.
- Resolutions for returning to the State of Vermont, her resolutions for the promotion of Peace.
- Preamble and Resolutions requesting the Congress of the United States to make a further appropriation of Scrip for satisfying Virginia land bounty warrants; and for ceding to the United States the refuse lands in the Military District between the Scioto and Miami rivers in the State of Ohio.
- Resolution authorising the Board of Public Works to designate the place for the meeting of the Board.
- Resolution authorising the Public Printer to dispose of certain copies of the Code of Virginia.
- Resolution requiring the first Auditor to furnish the commissioners of the revenue with printed forms for their land and property books.
- Resolution for mounting artillery for a company attached to the 97th regiment.
- Resolution approving the conduct of the officers and soldiers of Virginia during the war with Mexico.
- Resolution providing for a survey for a turnpike from Franklin in Pendleton, by Monterey in Highland to the Warm Springs.
- An act increasing the capital stock of the Guyandotte navigation company.
- An act to amend an act, entitled, an act providing for constructing a road from the Giles, Fayette and Kanawha turnpike in Raleigh, to the North Carolina line in Grayson county.
- An act to incorporate the Roanoke Valley railroad company.
- An act to increase the capital stock of the Blue Ridge turnpike company.
- An act to enlarge the powers of the Lynchburg hose and fire insurance company.
- An act in relation to the road from James Shannon's in Wyoming, to the mouth of East river in Giles county.
- An act authorising an inspection of tobacco at Buffalo, in the county of Putnam.
- An act to incorporate the Potomac turnpike company.
- An act to incorporate the Fairfax academy.
- An act to amend an act passed 7th February, 1850, entitled, an act to increase the capital stock of the Morgantown and Bridgeport turnpike company.
- An act to increase the capital stock of the Clarksburg and Buchanan turnpike company.
- An act providing for constructing the Black Lick and Plaster Banks turnpike road in Wythe and Smyth counties.
- An act appropriating the public revenue, and for other purposes.
- An act to increase the capital stock of the New Market and Sperryville turnpike company.
- An act authorising an increase of the capital stock of the Orange and Alexandria railroad company.
- An act to amend an act, passed February 18, 1850, entitled, an act to incorporate the Hedgesville and Potomac turnpike company.
- An act to amend an act passed March 18, 1850, entitled, an act to incorporate the Rockingham turnpike company.
- An act to incorporate the Providence branch plank road company.
- An act to authorise a joint stock company to erect a town-hall in Charlottesville, and for other purposes.

On motion of Mr. Deneale,

The Senate then adjourned until to-morrow, ten o'clock.

SATURDAY, MARCH 22, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, March 21, 1851.

The House of Delegates have passed bills, entitled, "An act to incorporate the Spruce Run Manufacturing company;" "An act to incorporate the Pleasant Valley Iron Manufacturing company, in the county of Barbour;" and, "An act changing the times of holding the Circuit Courts for the counties of Marion, Lewis and Harrison:" In which they request the concurrence of the Senate.

The bill, "To incorporate the Spruce Run Manufacturing company," was read the first and second times and committed to the Committee of General Laws.

The bill, "To incorporate the Pleasant Valley Iron Manufacturing company, in the county of Barbour," was read the first and second times and committed to Messrs. Carlile, Edmiston and Ward.

The bill, "Changing the times of holding the Circuit Courts for the counties of Marion, Lewis and Harrison," was read the first and second times and committed to Messrs. Carlile, Edmiston and West.

Mr. Daniel, from the Committee of Claims, reported bills, "For the relief of George W. Cowdery, of the city of Norfolk, for quarantine services for 1849," and, "For the relief of J. M. Stewart," without amendment.

Mr. Ambler, from the Committee of General Laws, reported the bills, "Imposing a tax on Dogs in the county of Middlesex;" and, "Granting a subterranean right of way to owners of Coal land in rear of a mountain or hill," with amendments. And bills, "Releasing to J. Louis Kinzer the Commonwealth's right to a lot of land in the town of Alexandria;" "Incorporating the Louisa Gold Mining company;" "To incorporate the Gulf Mills Bridge company;" and "To incorporate the Coal River Bridge company," without amendment.

Mr. Thomas, from the Committee of Internal Improvement, reported the bill, "To incorporate the New Market turnpike company," with amendment. And the bill, "To incorporate the Jefferson and Frederick turnpike company," without amendment.

The bill, "Incorporating the town of Harpers Ferry in the county of Jefferson," was taken up.

The amendments reported by the Committee, were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To revive an act, entitled, an act to incorporate the Reed Creek Manufacturing company in the county of Wythe, passed March 18th, 1841;" was taken up.

The amendment, reported by the Committee, was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following bills were read the third time and passed, viz :

"Releasing to Elizabeth James Murphy the Commonwealth's right to certain real and personal estate therein mentioned;" "To incorporate the Snow Creek and Hales ford turnpike company;" and, "To incorporate the Hampshire Coal and Iron company."

Ordered, That the Clerk inform the House of Delegates thereof.

The "Resolutions providing for the publication of the Sketches of the Acts and Resolutions of the General Assembly," were taken up, read, and, on the question put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Divorcing Anna Woolfolk from her husband Bentley B. Woolfolk," was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Carlile, from the committee to whom was committed the bill, "To incorporate the Pleasant Valley Iron Manufacturing company, in the county of Barbour," having obtained leave to sit during the Session, reported the same with an amendment.

The bill, "Authorising the payment of a sum of money to George Hablist of the county of Fauquier," was taken up, read the third time and rejected.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Boydton Savings Bank, and for other purposes," was taken up.

Mr. Catlett moved to amend the bill by striking out the words "be less than twenty-five thousand nor more than fifty," in the first and second lines of the 2d Section, and inserting in lieu thereof the words "exceed one hundred," which was agreed to by the Senate.

Mr. Turner moved further to amend the bill by inserting a provision for a "Danville Savings Bank," which was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Increasing the capital stock of the Virginia Central railroad company," was taken up as the order of the day.

The question pending being Mr. Crump's motion to suspend the 4th rule of the Senate, to reconsider the vote upon the adoption of Mr. Deneale's amendment, which was agreed to. Ayes 15—Noes 12.

The ayes and noes, upon that question, being required by Mr. Stanard, seconded by Mr. Pitts, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carlile, Shackelford, French, Turner, Stanard, Harvey, Edmiston, Crump, Ambler, Thomas, Layne and Ward—15.

Noes—Messrs. Rives, Woods, Tribble, Daniel, Carrington, Isbell, Opie, Tate, Deneale, Cowen, Thompson of D., and Catlett—12.

The question was then taken upon Mr. Deneale's amendment, and rejected by an equal division of the Senate. Ayes 14—Noes 14.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Opie, were as follow :

Ayes—Messrs. Rives, Woods, Tribble, Daniel, Carrington, Isbell, Pitts, Opie, Tate, Deneale, Cowen, Crump, Thompson of D. and Catlett—14.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carlile, Shackelford, French, Turner, Stanard, Harvey, Edmiston, Ambler, Thomas, Layne and Ward—14.

Mr. Woods offered the following amendment, to be added to the third Section, viz: "*Provided*, That no subscription shall be made by the Board of Public Works to the stock of said company on account of its improvements from the Junction to the city of Richmond."

The following message was received from the House of Delegates by Mr. Segar:

Mr. Speaker,—The House of Delegates have passed a bill, entitled, "An act explanatory of the act passed February 26th, 1851, entitled, an act to change the rates of Pilotage on certain vessels, and for other purposes."

Mr. Carlile moved that the previous question be put, upon Mr. Woods' amendment, which was agreed to by the Senate. Ayes 19—Noes 8.

The ayes and noes, upon that question, being required by Mr. Thompson of D., seconded by Mr. Stanard, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Kinney, Carlile, Carrington, Pitts, Shackelford, Opie, Tate, French, Turner, Stanard, Harvey, Edmiston, Cowan, Crump, Ambler, Thomas, Layne and Ward—19.

Noes—Messrs. Rives, Woods, Tribble, Daniel, Isbell, Deneale, Thompson of D. and Catlett,—8.

The question was then taken on Mr. Woods' amendment, and it was rejected by the Senate. Ayes 11—Noes 17.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Pitts, were as follow:

Ayes—Messrs. Rives, Woods, Tribble, Daniel, Carrington, Isbell, Pitts, Opie, Crump, Thompson of D., and Catlett—11.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carlile, Shackelford, Tate, French, Turner, Stanard, Harvey, Deneale, Edmiston, Cowan, Ambler, Thomas, Layne and Ward—17.

Mr. Deneale offered the following amendment:

Be it further enacted, That the Board of Public Works shall make no subscription until they are satisfied that the amount is to be exclusively applied to the construction of the work west of Charlottesville, and the said amount shall not exceed two hundred and thirty thousand dollars.

Mr. Carlile moved that the previous question be now put; which was refused by the Senate.

Mr. Kinney then moved that the previous question be put, which was sustained by the Senate.

The question was then put upon Mr. Deneale's amendment, and it was rejected by the Senate. Ayes 12—Noes 14.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Harvey, were as follow:

Ayes—Messrs. Rives, Woods, Tribble, Daniel, Carrington, Isbell, Pitts, Opie, Deneale, Crump, Thompson of D. and Catlett—12.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carlile, Shackelford, French, Turner, Stanard, Harvey, Edmiston, Ambler, Thomas, Layne and Ward—14.

Mr. Catlett offered the following amendment :

"*Provided*, That said subscription shall not exceed two hundred and thirty thousand dollars;"—Mr. Ward demanded the previous question, which was sustained by the Senate.

The question was then put upon Mr. Catlett's amendment, and it was rejected by an equal division of the Senate. Ayes 14—Noes 14.

The ayes and noes upon that question, being required by Mr. Woods, seconded by Mr. West, were as follow :

Ayes—Messrs. Rives, Woods, Tribble, Daniel, Carrington, Isbell, Pitts, Opie, Tate, Deneale, Cowen, Crump, Thompson of D. and Catlett—14.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carlile, Shackelford, French, Turner, Stanard, Harvey, Edmiston, Ambler, Thomas, Layne and Ward—14.

Mr. Stanard moved that the previous question be now put, and it was ordered by the Senate.

The question was then put upon the passage of the bill, and it was decided in the affirmative. Ayes 16—Noes 12.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Woods, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carlile, Shackelford, Tate, French, Turner, Stanard, Harvey, Edmiston, Cowen, Ambler, Thomas, Layne and Ward—16.

Noes—Messrs. Rives, Woods, Tribble, Daniel, Carrington, Isbell, Pitts, Opie, Deneale, Crump, Thompson of D. and Catlett—12.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Alexandria and Fredericksburg railroad company," was taken up.

The amendment, reported by the Committee, was agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Ambler moved that the 4th rule of the Senate be suspended, with the view to reconsider the vote just given, and it was refused by the Senate.

The bill, "To incorporate the Pleasant Valley Iron Manufacturing company, in the county of Barbour," was taken up.

The amendments, reported by the Committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To incorporate the Westham plank road company;" was taken up.

The amendment, reported by the Committee, was agreed to.

Mr. Carrington offered the following amendment, viz :

"*Be it further enacted*, That the act incorporating the Boydton and Petersburg plank road company, passed March 15th, 1850, be and the same is hereby so amended in the fourth Section as to authorise said company to construct their road eighteen or twenty-four feet wide, instead of twenty-four feet as required by their Charter," was agreed to.

Mr. Deneale proposed a further amendment, and, on his motion, the bill was laid upon the table.

The bill, "To incorporate the Buford's Gap and Buchanan turnpike company," was taken up.

The amendment, reported by the committee, was agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following bills were read the third time and passed, viz :

To incorporate the Union Hall turnpike company ;" and, "To increase the capital stock of the Hazel River Navigation company."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Stone Mountain free road company," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed. Ayes 18—Noes 7.

The ayes and noes, upon that question, being required by Mr. Thompson of D., seconded by Mr. Crump, were as follow :

Ayes—Messrs. Rives, Woods, Thompson of A., Horner, Kinney, Carrington, Shackelford, Opie, Tate, French, Turner, Stanard, Deneale, Edmiston, Cowen, Layne, West and Ward—18.

Noes—Messrs. Daniel, Pitts, Harvey, Crump, Thompson of D., Catlett and Ambler—7.

The following message was received from the House of Delegates by Mr. Segar :

Mr. Speaker,—The House of Delegates have passed a bill, entitled, "An act concerning Jefferson B. Sinclair," in which they request the concurrence of the Senate.

On motion of Mr. Stanard, the 4th rule of the Senate was suspended, with a view to reconsider the vote upon the rejection of the bill for the relief of George Rabbitt, the vote was reconsidered, and, on the further motion of Mr. Stanard, the bill was laid upon the table.

On motion of Mr. Deneale,

The resolution requiring the Clerk to report to the House of Delegates, the bills and resolution acted upon by the Senate, on the next day was taken up and agreed to.

Mr. Edmiston, offered the following Resolution :

Resolved, That a committee of three be appointed, to act in conjunction with the committee on the part of the House of Delegates, to inform the Hon. Joseph Johnson of his election as Governor of this Commonwealth.

Ordered, That Messrs. Edmiston, Deneale and West be a committee, on the part of the Senate, for the purpose indicated in the resolution.

Mr. Crump moved to dispense with a recess for this day.

Mr. Shackelford demanded that the main question be now put, and it was sustained by the Senate. Ayes 17—Noes 6.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Cowen, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Kinney, Daniel, Carrington, Pitts, Shackelford, Opie, Turner, Deneale, Cowen, Crump, Thompson of D., Catlett, Thomas, Layne and West—17.

Noes—Messrs. Tribble, Horner, Isbell, Tate, Stanard and Edmiston—6.

Mr. Shackelford moved that the Senate do now adjourn ; and, on the question put thereupon, it was agreed to by the Senate. Ayes 15—Noes 12.

The ayes and noes, on the adjournment, were required by Mr. Deneale, seconded by Mr. Rives, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Tribble, Thompson of A., Kinney, Daniel, Carrington, Pitts, Shackelford, Opie, Crump, Thompson of D., Catlett, Ambler, Layne and Ward—15.

Noes—Messrs. Rives, Woods, Horner, Isbell, Tate, Turner, Stanard, Deneale, Edmiston, Cowen, Thomas and West—12.

The Senate then adjourned until Monday next, ten o'clock.

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MONDAY, MARCH 24, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 22, 1851.

The House of Delegates have adopted a resolution relative to the proceedings of the Virginia Historical Society ; a resolution concerning William, a lunatic slave ; and, a resolution providing for the construction and working of a section of railroad upon the principle of the invention of James S. French.

The have passed bills, entitled, “ An act concerning the Militia ; ” “ An act to incorporate the Wellsburg glass company, and for other purposes ; ” “ An act to incorporate the Coal river and Ohio mining and manufacturing company, and for other purposes ; ” “ An act to incorporate the Coal Field mining company in Fauquier county, and to amend the acts incorporating the Virginia ship timber and lumber company, and the Liberty mining company ; ” “ An act to incorporate the Coal river and Kanawha mining and manufacturing company ; ” “ An act to incorporate the Trenton savings bank in the county of Mercer ; ” “ An act to incorporate the Fredericksburg insurance company ; ” “ An act to amend the act incorporating the Berkeley county mutual insurance company ; ” “ An act to establish the county of Upshur out of parts of the counties of Randolph, Barbour and Lewis ; ” “ An act to extend the times in which a branch bank may be established at the town of Lewisburg in Greenbrier county ; ” and, “ An act to establish an independent bank in the town of Fairmount in the county of Marion ” : In which resolutions and bills they request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of General Laws, viz : “ An act explanatory of the act passed February 25, 1851, entitled, an act to change the rates of pilotage on certain vessels, and for other purposes ; ” “ Concerning Jefferson B. Sinclair ; ” “ To extend the times in which a branch bank may be established at the town of Lewisburg in Greenbrier county ; ” “ To establish the county of Upshur, out of parts of the counties of Randolph, Barbour and Lewis ; ” “ To establish an independent bank in the town of Fairmount in the county of Marion ; ” “ To incorporate the Wellsburg Glass company,

and for other purposes;" "To incorporate the Fredericksburg insurance company;" "To incorporate the Coal river and Ohio mining and manufacturing company, and for other purposes;" "To incorporate the Coal Field mining company in Fauquier county, and to amend the acts incorporating the Virginia ship timber and lumber company, and the Liberty mining company;" "To incorporate the Coal river and Kanawha mining and manufacturing company;" "To incorporate the Trenton savings bank in the county of Mercer;" and, "To amend the act incorporating the Berkeley county mutual insurance company."

The bill, entitled, "An act concerning the Militia," was read the first and second times, and committed to the Committee on the Militia.

The Resolution providing for the construction and working of a section of railroad, upon the principle of the invention of J. S. French," was twice read and rejected by the Senate. Ayes 20—Noes 7.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Horner, Barbee, Carlile, Daniel, Carrington, Isbell, Opie, Turner, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Ambler, West and Ward—20.

Noes—Messrs. Kinney, Shackelford, Tate, French, Deneale, Crump and Layne—7.

Ordered, That the Clerk inform the House of Delegates thereof.

The Resolution relative to the proceedings of the Virginia Historical Society, was twice read, and committed to the Committee of Courts of Justice.

The Resolution concerning William, a lunatic slave, was twice read and agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Edmiston, from the committee to whom was committed the bill, "Changing the times of holding the Circuit Court for the counties of Marion, Lewis, and Harrison, reported the same with amendments. The amendments, reported by the committee, were agreed to. The bill, as amended, on motion of Mr. Edmiston, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Merchants bank of Virginia," was taken up as the order of the day.

The committee reported the following amendments, which were agreed to.

2d section, 2d line, strike out from the word "respects" to the word "Valley" in the fourth line, and insert in lieu thereof the words "as far as applicable, such as are prescribed by the Code of Virginia.

Mr. Layne moved that the farther proceeding upon the subject before the Senate, be informally suspended, with the view to offer the following resolution, which was agreed to.

Resolved, That the House of Delegates be requested to return to the Senate, the bill, entitled, "An act to incorporate the Buford's Gap and Buchanan turnpike company."

The following communication was received from the House of Delegates by Mr. Burwell :

Mr. Speaker.—The House of Delegates agree to the resolution of the Senate, requesting the return of the bill, entitled, "An act to incorporate the Buford's Gap and Buchanan turnpike company," and herewith return the said bill.

The consideration of the order of the day was resumed.

The committee reported a further amendment as follows, 4th section, after the words "fifty-eight" in the 4th line, insert the words "except the 7th section chapter 58."

Mr. Deneale offered the following as an amendment to the amendment, viz :

The total amount of paper circulation of the bank hereby incorporated, shall never exceed five times the amount of coin in possession, and actually the property of the bank.

If the coin be reduced to less than one-fifth of its paper circulation, the bank shall thenceforth make no new loan or discount, until its coin, shall be to its paper circulation, at least the proportion of one to five ; which was agreed to by the Senate.

The question was then put upon the amendment of the committee, and agreed to by the Senate.

The question being put upon the amendment, as amended, it was adopted by the Senate.

Mr. Ambler moved to strike out so much of the amendment just adopted, as relates to the 7th section of chapter 58.

And, on the question put thereupon, it was disagreed to by the Senate. Ayes 8—Noes 19.

The ayes and noes, being required by Mr. Deneale, seconded by Mr. Pitts, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Tribble, Daniel, Grantham, Cowen, Thompson of D., Catlett and Ambler—8.

Noes—Messrs. Woods, Thompson of A., Horner, Kinney, Barbee, Carrington, Isbell, Pitts, Shackelford, Opie, French, Turner, Harvey, Deneale, Edmiston, Crump, Thomas, Layne, West and Ward—19.

The committee proposed further to amend the bill, section 4th, 5th line after the word "by" by inserting "and subject to all the provisions of," which was agreed to by the Senate.

The committee proposed further to amend said bill in the 5th section, 2d line, after the word "State," where it occurs the first time, by inserting "in trust for and for the purposes of said bank," and it was agreed to by the Senate.

On motion of Mr. Ambler, the further proceeding on the bill, was informally suspended.

Mr. Ambler, from the Committee of General Laws, reported the bill, entitled, "An act explanatory of the act passed February 25, 1851, entitled, an act to change the rates of pilotage on certain vessels, and for other purposes," without amendment.

The bill was then read the third time, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "In relation to dams across McKinnon creek in Tyler county," on motion of Mr. West, was taken up, read the third time, and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Tribble, from the Joint Committee to examine the bonds of the Public Officers, made a report, which being read, on motion of Mr. Woods, was laid upon the table, and is as follows:

The committee appointed by the Senate jointly with a committee of the House of Delegates, to examine the bonds of the Public Officers, have performed that duty and beg leave respectfully to report, that they have found the bonds of the said officers in the form prescribed by law, and approved by the proper officers of the government.

A. M. TRIBLE, *Chairman of the
Committee of the Senate.*

LOUIS C. H. FINNEY, *Chairman of the
Committee of the House of Delegates.*

The consideration of the bill, "To incorporate the Merchants Bank of Virginia," was resumed.

The committee reported the following amendment. New section.

§ 10. Each and every stockholder in said bank shall be liable, ratably, out of his private estate for the circulation and contract debts of said bank to the amount of the par value of the stock held by him, upon a failure of the said bank to redeem its notes.

Mr. Ambler offered as a substitute for the amendment, the following new section. 10. Each and every stockholder in said bank shall be liable out of his private estate, to the holders of the notes and other creditors of the bank, to the amount of the par value of the stock held by him, upon a failure of the said bank to redeem its liabilities.

Mr. Kinney demanded that the main question be now put, and it was sustained by the Senate. The question was then put upon Mr. Ambler's amendment and rejected by the Senate. Ayes 12—Noes 18.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Carlile, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Tribble, Daniel, Pitts, Shackelford, Opie, Tate, Grantham, Cowen, Thompson of D., Catlett and Ambler—12.

Noes—Messrs. Woods, Thompson of A., Horner, Kinney, Barbee, Carlile, Carrington, Isbell, French, Turner, Stanard, Harvey, Edmiston, Crump, Thomas, Layne, West and Ward—18.

Mr. Thompson of A., offered the following amendment, by way of substitute, to the amendment of the committee, viz:

§ 10. Each and every stockholder in said bank, shall be liable, ratably, out of his private estate, for the circulation and all express contract debts of the bank to the amount of stock held by him, upon a failure of the said bank to redeem its notes or pay said debts.

And, on the question put thereupon, it was agreed to by the Senate. Ayes 27—Noes 2.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. French, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Carlile, Daniel, Carrington, Isbell, Pitts, Shack-

elford, Opie, Tate, French, Turner, Deneale, Grantham, Cowen, Thompson of D., Catlett, Ambler, Thomas, Layne, West and Ward—27.

Noes—Messrs. Harvey and Edmiston—2.

The amendment, as amended, was then agreed to by the Senate.

Mr. Shackelford moved to amend the bill, after the word "and" where it first occurs in the 17th line, by inserting "issue or pay out," and, on the question put thereupon, it was disagreed to by the Senate. Ayes 8—Noes 20.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Ward, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Shackelford, Deneale, Cowen, Thompson of D., Catlett and Ambler—8.

Noes—Messrs. Woods, Tribble, Horner, Kinney, Barbee, Carlile, Daniel, Carrington, Isbell, Pitts, Opie, French, Turner, Stanard, Edmiston, Crump, Thomas, Layne, West and Ward—20.

Mr. Deneale moved to amend the bill by striking out the words "or guaranteed bonds" in the 15th line of section

Mr. Catlett moved that the Senate do now adjourn, and it was disagreed to by the Senate. Ayes 9—Noes 22.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Woods, were as follow :

Ayes—Messrs. Daniel, Pitts, Shackelford, Opie, French, Cowen, Thompson of D., Catlett and Ambler—9.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Carlile, Carrington, Isbell, Tate, Turner, Stanard, Harvey, Deneale, Grantham, Edmiston, Crump, Thomas, Layne, West and Ward—22.

On motion of Mr. Tribble,

The bill was laid upon the table, and made the order of the day for to-morrow 10 o'clock.

Mr. Tribble moved that the 4th rule of the Senate be suspended with the view to re-consider the vote upon the rejection of the resolution providing for the construction and working of a section of railroad upon the principle of the invention of J. S. French, and that the said motion be laid upon the table, which was agreed to by the Senate.

Mr. Tribble moved that the Senate do now adjourn, which was agreed to by the Senate. Ayes 17—Noes 8.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Isbell, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Horner, Daniel, Carrington, Pitts, Shackelford, Opie, French, Turner, Harvey, Deneale, Grantham, Catlett and Ambler—17.

Noes—Messrs. Barbee, Isbell, Stanard, Edmiston, Thompson of D., Thomas, Layne and West—8.

The Senate then adjourned until to-morrow, 10 o'clock.

TUESDAY, MARCH 26, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 24, 1851.

The House of Delegates disagree to the amendments proposed by the Senate to the bills, entitled, "An act releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes." They agree to the amendments proposed to the bills, entitled, "An act to amend the act passed March 17th, 1849, entitled, an act incorporating the Logan, Raleigh and Monroe turnpike company, and for other purposes;" "An act incorporating the Reedy and Harrisville turnpike company;" "An act to amend an act to incorporate the Ravenswood and Reedy turnpike company, passed February 18th, 1850;" "An act to incorporate the Jacksonville and Christiansburg turnpike company;" "An act to incorporate the Fayette and Blue Sulphur Springs turnpike company;" "An act to increase the capital stock of the Kingwood and West Union turnpike company;" "An act incorporating the Cedar Creek and Opequon turnpike company;" "An act to amend the act passed March 16, 1849, entitled, an act incorporating the Warrenton and Rapahannock turnpike company;" "An act incorporating the Saint Mary's turnpike company;" "An act to incorporate the Hardy and Randolph turnpike company;" "An act concerning the Virginia Military Institute;" "An act to incorporate the Fincastle and Covington turnpike company."

They disagree to the first and agree to the last amendment of the Senate, to the bill, entitled, "An act to revive an act to incorporate the Walker's Creek and Holston turnpike company, passed Feb'y 4, 1848."

And they agree to the amendments of the Senate to the bills, entitled, "An act incorporating the town of Harpers Ferry in the county of Jefferson;" "An act to incorporate the Reed Creek Manufacturing company in the county of Wythe, passed March 18th, 1841;" "An act to incorporate the Stone Mountain free road company;" "An act to incorporate the Pleasant Valley Iron Manufacturing company, in the county of Barbour;" "An act to incorporate the Alexandria and Fredericksburg railroad company;" "An act to incorporate the Boydton Savings Bank, and for other purposes."

And have passed bills, entitled, "An act to incorporate the Holidays Cove and New Cumberland turnpike company;" "An act divorcing Ann Rebecca Beazley from her husband Isaac M. Beazley;" "An act to incorporate the Monongalia County Mutual Insurance company, and for other purposes;" "An act to incorporate the Great Western Mining and Manufacturing company;" "An act to incorporate the Nicholas, Braxton and Kanawha Elk river coal mining company, and for other purposes;" "An act providing for the purchase of a Reel and five hundred feet of Hose for the use of the Capitol and other public buildings, and for other purposes;" "An act providing for paving the public lots used in the division of live stock in the city of Richmond;" "An act to amend that part of the Code of Virginia which relates to attachments against vessels on the Ohio river;" and, "An act explanatory of Chapter 124th of the Code of Virginia, authorising the draining of lands through the lands of others.

And have adopted a Resolution for furnishing the Clerks of the District Courts of the United States in this State, copies of the Acts of Assembly.

In which bills and resolution they request the concurrence of the Senate.

The bill, "To incorporate the Holidays Cove and New Cumberland turnpike company," was read the first and second times and committed to the Committee of Internal Improvement.

The following bills were read the first and second times, and committed to the Committee of General Laws, viz :

"To amend that part of the Code of Virginia which relates to attachments against vessels on the Ohio river ;" "To incorporate the Monongalia County Mutual Insurance company, and for other purposes ;" "To incorporate the Great Western Mining and Manufacturing company ;" "Explanatory of Chapter 124th of the Code of Virginia, authorising the draining of lands through the lands of others ;" and, "To incorporate the Nicholas, Braxton and Kanawha Elk river coal mining company, and for other purposes."

The bill, "Divorcing Ann Rebecca Beazley from her husband Isaac M. Beazley," was read the first and second times, and committed to the Committee of Courts of Justice.

The bill, "Providing for paving the public lots used in the division of live stock in the city of Richmond," was read the first and second times, and committed to the Committee of Internal Improvement.

The "Resolution for furnishing the Clerks of the District Courts of the United States in this State, copies of the Acts of Assembly," was twice read and agreed to.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes," returned from the House of Delegates with their disagreement to the Senate's amendment.

On motion of Mr. Woods, the bill was laid upon the table.

The Senate recede from their first amendment to the bill, entitled, "An act to revive an act to incorporate the Walkers creek and Holston turnpike company, passed February, 4, 1848."

Mr. Ambler, from the Committee of General Laws, reported bills, entitled, "An act amending the fourth Section, Chapter 176 of the Code of Virginia ;" "Suspending the provisions of the forty-second Section of the thirty-eighth Chapter of the Code of Virginia for a limited time ;" "To amend the sixth Section of Chapter seventy of the Code of Virginia ;" "To repeal the tenth and eleventh Sections of the 19th Chapter of the Code of Virginia, and for other purposes ;" "Correcting an error in the printed copies of the Code of Virginia, and for other purposes ;" "Authorising the issue of Coupon Bonds ;" and, "Allowing bail in certain cases," with amendments.

And bills, "Concerning Jefferson B. Sinclair," and, "To establish the county of Upshur out of parts of the counties of Randolph, Barbour and Lewis," without amendments.

Mr. Ward, from the Committee to examine Enrolled Bills, reported that the committee had examined sundry other bills, and found them truly enrolled.

The bill, "To incorporate the Merchants Bank of Virginia," was taken up as the order of the day. The pending question being upon Mr. Deneale's amendment to strike out the words "or guaranteed bonds" wherever they appear in the bill; and, on the question put thereupon, it was adopted by the Senate. Ayes 18—Noes 12.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Cowen, were as follow :

Ayes—Messrs. Woods, Tribble, Barbee, Carlile, Daniel, Carrington, Shackelford, Opie, Tate, Stanard, Deneale, Grantham, Cowen, Thompson of D., Catlett, Layne, West and Ward—18.

Noes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Kinney, Isbell, French, Turner, Harvey, Crump, Ambler and Thomas—12.

Mr. Carlile offered the following amendment, to come in at the end of the 10th Section. "*Provided however*, That this act shall not take effect until the minimum amount of the capital hereby authorised shall be deposited in State Stocks as aforesaid, with the Treasurer of this Commonwealth, as is provided by the fifth Section of this act:" which was agreed to by the Senate.

Mr. Horner moved to strike out the word "shall" and insert "may" in Section 5, line 10, and in line 14, strike out "*shall*" and insert "*may*": which was agreed to by the Senate.

Mr. Ambler moved to amend the bill, 5th Section, 3d line, after the word "State", by inserting the words "hereafter to be issued"; and, on the question put thereupon, it was disagreed to by the Senate. Ayes 8—Noes 23.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Opie, were as follow :

Ayes—Messrs. Daniel, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett and Ambler—8.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Carlile, Carrington, Isbell, Shackelford, Opie, French, Turner, Stanard, Harvey, Crump, Thomas, Layne, West and Ward—23.

Mr. Shackelford moved that the bill be indefinitely postponed; which was disagreed to by the Senate. Ayes 9—Noes 22.

The ayes and noes upon that question, being required by Mr. Kinney, seconded by Mr. West, were as follow :

Ayes—Messrs. Daniel, Shackelford, Opie, Stanard, Grantham, Cowen, Thompson of D., Catlett and Ambler—9.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Carlile, Carrington, Isbell, Tate, French, Turner, Harvey, Deneale, Edmiston, Crump, Thomas, Layne, West and Ward—22.

Mr. Ambler offered the following amendment, as a new Section :

"The costs to the State arising from the provisions of this act, shall be paid by the said Bank."

On the question put thereupon, it was agreed to by the Senate.

Mr. Barbee offered an amendment to establish a Bank at Moorfield, in the county of Hardy, to be called "The Potomac Bank of Virginia,"

subject to all the provisions of the bill, incorporating the Merchants Bank of Virginia; and, on the question put thereupon, it was disagreed to by the Senate. Ayes 5—Noes 23.

The ayes and noes, on that question, being required by Mr. Barbee, seconded by Mr. Horner, were as follow:

Ayes—Messrs. Tribble, Horner, Barbee, Shackelford and Thomas—5.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Carlile, Daniel, Carrington, Isbell, Pitts, Tate, Turner, Stanard, Harvey, Deneale, Grantham, Edmiston, Cowen, Crump, Thompson of D., Catlett, Layne, West and Ward—23.

The committee proposed to amend the last Section by adding the words “unless sooner repealed or modified by some future law;” and, on the question put thereupon, it was agreed to by the Senate.

Mr. Horner moved to amend the bill in the 1st Section, 3d line, by striking out “five hundred thousand” and inserting “two hundred thousand”, and further by striking out “nine hundred thousand” and inserting “four hundred thousand.”

Mr. Ward moved that the main question be now put, which was sustained by the Senate.

The question was then put upon Mr. Horner’s amendment and disagreed to by the Senate.

Mr. Deneale moved that the main question be now put, which was sustained by the Senate. The question was then put upon the passage of the bill, and decided in the affirmative. Ayes 20—Noes 8.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Opie, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Kinney, Carlile, Carrington, Isbell, Pitts, Tate, French, Turner, Harvey, Deneale, Edmiston, Crump, Thomas, Layne, West and Ward—20.

Noes—Messrs. Horner, Barbee, Daniel, Shackelford, Stanard, Grantham, Cowen and Thompson of D.—8.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, “To incorporate the Central Bank of Virginia,” was taken up.

Mr. Carlile moved to amend the first Section, so as to read not less than “one hundred and fifty thousand nor more than three hundred thousand dollars;” and, on the question put thereupon, it was agreed to by the Senate.

The amendments adopted by the Senate to the Merchants Bank of Virginia, were then adopted as amendments to this bill—the bill, as amended, was read; and, on the question put thereupon, passed by the Senate.—Ayes 23—Noes 7.

The ayes and noes, upon that question, being required by Mr. Ambler, seconded by Mr. Barbee, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Carlile, Carrington, Isbell, Pitts, Shackelford, French, Turner, Harvey, Deneale, Grantham, Edmiston, Crump, Thomas, Layne, West and Ward—23.

Noes—Messrs. Daniel, Opie, Stanard, Cowen, Thompson of D., Catlett and Ambler—7.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Shackelford, from the Committee of Courts of Justice, reported the "Resolution relative to the proceedings of the Virginia Historical Society," and asked that the committee be discharged from the further consideration thereof. On motion of Mr. Stanard, the resolution was laid upon the table.

The bill, "To establish Banks at Wheeling, Kanawha and Fincastle," was taken up.

Mr. Carlile moved to amend the first Section, in relation to the Bank at Wheeling, so as to read, "not less than one hundred and fifty thousand nor more than three hundred thousand dollars;" and, on the question put thereupon, it was agreed to by the Senate.

Mr. Deneale moved to amend that portion of the bill, establishing a Bank at Fincastle, so as to read, "not less than one hundred and fifty thousand nor more than three hundred thousand dollars;" and, on the question put thereupon, it was agreed to by the Senate.

Mr. Deneale moved to amend that part of the bill, establishing a Bank at Kanawha, so as to read, "not less than one hundred thousand nor more than two hundred thousand dollars;" and, on the question put thereupon, it was agreed to by the Senate.

On motion of Mr. Deneale, the amendments proposed by the Senate to the bill, incorporating the Merchants Bank of Virginia, were ingrafted upon and made applicable to this bill.

Mr. Horner moved to re-commit the bill to the committee of General Laws, with instructions to inquire into the necessities of banking privileges elsewhere in Virginia.

Mr. Shackelford moved as an amendment to the amendment, that the committee be instructed to report a bill upon the New York system; and demanded that the main question be now put, which was sustained by the Senate.

The question was then put upon Mr. Shackelford's amendment, and disagreed to by the Senate. Ayes 12—Noes 16.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Rives, were as follow:

Ayes—Messrs. Woods, Tribble, Horner, Barbee, Carrington, Shackelford, Stanard, Deneale, Cowen, Thompson of D., Catlett and Ambler—12.

Noes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Kinney, Daniel, Tate, French, Turner, Harvey, Grantham, Edmiston, Crump, Thomas, Layne, West and Ward—16.

Mr. Horner moved that the bill be committed to the Committee of General Laws.

Mr. Ward demanded that the main question be now put, which was sustained.

The question was then put upon Mr. Horner's motion, and it was disagreed to by the Senate.

Mr. Woods moved to strike out so much of the bill as relates to the establishment of a Bank at Fincastle.

The Senate took a recess until four o'clock.

On the question being put upon Mr. Woods' amendment, it was disagreed to by the Senate. Aye 1—Noes 21.

The ayes and noes, upon that question, being required by Mr. Layne, seconded by Mr. Woods, were as follow :

Aye—Mr. Woods—1.

Noes—Messrs. Dennis, (Speaker,) Triple, Thompson of A., Horner, Kinney, Carlile, Daniel, Tate, French, Turner, Grantham, Edmiston, Cowen, Crump, Thompson of D., Catlett, Ambler, Thomas, Layne, West and Ward—21.

Mr. Shackelford offered the following amendment :

And be it further enacted, That every free white person and association of such persons, and every private stock company in the State of Virginia, shall be allowed to establish Banks of issue, discount and deposits, at their respective places of business, on the terms and conditions and under the restrictions of this Act.

And, on the question put thereupon, it was disagreed to by the Senate. Ayes 2—Noes 20.

The ayes and noes, upon that question, being required by Mr. Deneale, seconded by Mr. Pitts, were as follow :

Ayes—Messrs. Shackelford and Cowen—2.

Noes—Messrs. Dennis, (Speaker,) Rives, Triple, Thompson of A., Horner, Kinney, Daniel, Opie, French, Turner, Stanard, Grantham, Edmiston, Crump, Catlett, Ambler, Thomas, Layne, West and Ward—20.

Mr. Shackelford moved that the bill be indefinitely postponed ; and, on the question put thereupon, it was disagreed to by the Senate. Ayes 10—Noes 19.

The ayes and noes, upon that question, being required by Mr. Ward, seconded by Mr. Isbell, were as follow :

Ayes—Messrs. Rives, Woods, Daniel, Shackelford, Opie, Stanard, Cowen, Thompson of D., Catlett and Ambler—10.

Noes—Messrs. Dennis, (Speaker,) Triple, Thompson of A., Horner, Kinney, Carlile, Isbell, Tate, French, Turner, Harvey, Deneale, Grantham, Edmiston, Crump, Thomas, Layne, West and Ward—19.

On motion of Mr. Deneale, the bill was committed to a committee of three.

Ordered, That Messrs. Thomas, Thompson of A. and Layne be said committee.

Mr. Horner moved to take up the motion to reconsider the vote rejecting the bill; "For the relief of George Rabbitt," which was agreed to by the Senate.

Mr. Horner then moved to suspend the 4th rule of the Senate, which was, also, agreed to, and he then moved to lay the bill upon the table.

The bill, "For the relief of Jefferson B. Sinclair," on motion of Mr. Pitts, was taken up.

Mr. Shackelford moved that the main question be now put, which was sustained by the Senate.

The bill was then read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "In relation to the Lower Appomattox company, and for other purposes," on motion of Mr. Rives, was taken up.

Mr. Rives moved to amend the 3d Section, 2d line, by striking out the word "eight" and inserting the word "six"—and the like amendment in the sixth line of same section, which was agreed to by the Senate.

The bill, as amended, on the question put thereupon, was passed by the Senate. Ayes 13—Noes 6.

The ayes and noes, upon that question, being required by Mr. Tate, seconded by Mr. Crump, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Kinney, Daniel, Tate, Turner, Deneale, Edmiston, Crump, Thompson of D., Layne and West—13.

Noes—Messrs. Tribble, Shackelford, Stanard, Harvey, Catlett and Ambler—6.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The report of the Joint Committee to examine the Bonds of the Public Officers, was taken up, on motion of Mr. Tribble, and agreed to.

The bill, "To incorporate the Rockingham Male and Female Seminary, on motion of Mr. Deneale, was taken up.

The report of the committee was agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To incorporate the Harrisonburg and Franklin turnpike company," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

Mr. Ambler offered the following resolution :

Resolved, That after this day the Senate will meet at 9 o'clock, A. M. and sit till three P. M., and dispense with evening Sessions.

Mr. Shackelford moved that the main question be now put; which was not sustained by the Senate. Ayes 13—Noes 9.

The ayes and noes, upon that question, being required by Mr. Thompson of D., seconded by Mr. Stanard, were as follow :

Ayes—Messrs. Rives, Tribble, Thompson of A., Daniel, Shackelford, Opie, Tate, French, Stanard, Thompson of D., Catlett, Ambler and West—13.

Noes—Messrs. Dennis, (Speaker,) Woods, Hyrser, Carrington, Isbell, Turner, Deneale, Crump and Thomas—9.

Mr. Carlile moved that the Senate do now adjourn, which was agreed to by the Senate. Ayes 14—Noes 9.

The ayes and noes, upon that question, being required by Mr. Thompson of D., seconded by Mr. Crump, were as follow :

Ayes—Messrs. Rives, Woods, Thompson of A., Carlile, Carrington, Isbell, Opie, French, Turner, Deneale, Catlett, Thomas, Layne and West—14.

Noes—Messrs. Dennis, (Speaker,) Tribble, Horner, Daniel, Shackelford, Stanard, Crump, Thompson of D. and Ambler—9.

The Senate then adjourned until to-morrow, ten o'clock.

WEDNESDAY, MARCH 26, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 25, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bill, entitled, "An act changing the times of holding the Circuit Courts for the counties of Marion, Lewis and Harrison."

And have passed bills, entitled, "An act to amend the twentieth Section of Chapter fourteen of the Code of Virginia, and for other purposes;" "An act to amend an act, entitled, an act to provide for extending the Rockymount turnpike;" "An act to incorporate the Old Dominion Gold Mining company, and amending the act incorporating the Fredericksburg Manufacturing company;" "An act relative to the Courthouse of the county of Amelia, and for other purposes," "An act for the relief of Ann S. Watts of Nelson county;" "An act amending the act passed March 8th, 1849, entitled, an act to establish a system of District Free Schools for King George county;" "An act concerning the town of Brownsburg in the county of Rockbridge;" "An act to incorporate the Lynchburg Gas Light company;" "An act to incorporate the James River and Clover Hill plank road company;" "An act to authorise the Council of the city of Richmond to subscribe to the stock of the Virginia and Tennessee railroad company, and for other purposes."

And they have adopted a Preamble and Resolutions relative to the action of South Carolina, on the subject of a proposed Southern Congress.

In which bills and resolutions they request the concurrence of the Senate.

The bill, "For the relief of Ann S. Watts of Nelson county," was read the first and second times and committed to the Committee of Claims.

The bills, "To incorporate the James River and Clover Hill plank road company;" and, "To amend an act, entitled, an act to provide for extending the Rockymount turnpike;" were read the first and second times and committed to the Committee of Internal Improvement.

The following bills were read the first and second times, and committed to the Committee of General Laws, viz :

"To incorporate the Lynchburg Gas Light company;" "Concerning the town of Brownsburg in the county of Rockbridge;" "Amending the act passed March 8th, 1849, entitled, an act to establish a system of District Free Schools for King George county;" "Relative to the Courthouse of the county of Amelia, and for other purposes;" "To incorporate the Old Dominion Gold Mining company, and amending the act incorporating the Fredericksburg Manufacturing company;" "To amend the 20th Section of Chapter fourteen of the Code of Virginia, and for other purposes;" and, "To authorise the Council of the city of Richmond to subscribe to the stock of the Virginia and Tennessee railroad company, and for other purposes."

The "Resolutions relative to the action of South Carolina on the subject of a proposed Southern Congress," were read twice.

Mr. Thompson of D. moved to lay the resolutions on the table, and make them the order of the day for to-morrow, twelve o'clock.

Mr. Deneale moved that the main question be now put, which was sustained by the Senate. Ayes 21—Noes 6.

The ayes and noes, upon that question, being required by Mr. Stanard, seconded by Mr. Opie, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Daniel, Shackelford, Opie, Tate, French, Turner, Deneale, Edmiston, Cowen, Thompson of D., Ambler, Layne and Ward—21.

Noes—Messrs. Carlile, Stanard, Harvey, Grantham, Catlett & West—6.

The question was then put upon Mr. Thompson's motion, and agreed to by the Senate. Ayes 16—Noes 13.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. French, were as follow :

Ayes—Messrs. Rives, Tribble, Thompson of A., Horner, Kinney, Carlile, Daniel, Deneale, Grantham, Edmiston, Cowen, Thompson of D., Catlett, Ambler, Layne and Ward—16.

Noes—Messrs. Dennis, (Speaker,) Woods, Barbee, Shackelford, Opie, Tate, French, Turner, Harvey, Crump, Thomas and West—13.

The following message was received from the House of Delegates by Mr. Wheeler :

Mr. Speaker,—The House of Delegates disagree to the amendments of the Senate to the bill, "In relation to the Lower Appomattox company, and for other purposes."

On motion of Mr. Deneale, the bill was laid upon the table.

Mr. Ambler, from the Committee of General Laws, reported the following bills, without amendment, viz :

"To incorporate the Wellsburg Glass company, and for other purposes;" "To incorporate the Coal Field mining company in Fauquier county, and to amend the acts incorporating the Virginia ship timber and lumber company, and the Liberty mining company;" "To incorporate the Trenton Savings Bank in the county of Mercer;" "To incorporate the Coal river and Ohio mining and manufacturing company, and for other purposes;" "To incorporate the Spruce Run manufacturing company;" "To extend the times in which a branch bank may be established at the town of Lewisburg in Greenbrier county;" and, "To incorporate the Coal river and Kanawha mining and manufacturing company." And the bills, "To amend the act incorporating the Berkeley county mutual insurance company;" and, "To incorporate the Fredericksburg insurance company," with amendments. And asked to be discharged from the further consideration of the bill, "To establish an independent Bank in the town of Fairmont in the county of Marion," which was agreed to. The bill was then referred to Messrs. Thomas, Thompson of A. and Layne.

Mr. Shackelford, from the Committee of Courts of Justice, reported the bill, "Divorcing Ann Rebecca Beazley from her husband Isaac M. Beazley," without amendment.

Mr. Layne, from the Committee of Internal Improvement, reported the bill, "Providing for paving the public lots used in the division of live stock in the city of Richmond," without amendment. And, "To incorporate the Holidays Cove and New Cumberland turnpike company," with amendment.

Mr. Crump, from the Committee on the Militia, reported the bill, "Concerning the Militia," with amendments.

Mr. Ambler offered the following resolution :

Resolved, That after this day the Senate will meet at 9 o'clock, A. M. and sit till three P. M., and dispense with evening Sessions.

On motion of Mr. Deneale,

The resolution was laid upon the table.

The bill, "To establish the county of Upshur out of parts of the counties of Randolph, Barbour and Lewis," on motion of Mr. Deneale, was taken up.

Mr. Carlile moved that the bill be indefinitely postponed ; and, on the question put thereupon, it was disagreed to by the Senate. Ayes 4—Noes 19.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Ward, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Tribble, Kinney, Barbee, Daniel, Carrington, Isbell, Tate, French, Turner, Harvey, Grantham, Edmiston, Crump, Thompson of D., Catlett, Layne, West and Ward—19.

Noes—Messrs. Rives, Woods, Thompson of A., and Carlile—4.

The following message was received from the House of Delegates by Mr. Speed :

Mr. Speaker,—The House of Delegates agree to the first, second, third, fourth, fifth, sixth, seventh, ninth, twelfth, seventeenth and eighteenth amendments of the Senate to the bill, "To incorporate the Merchants Bank of Virginia." And they disagree to the eighth, tenth, eleventh, thirteenth, fourteenth and fifteenth amendments. The sixteenth amendment, was amended, and as amended, agreed to by the House of Delegates.

The following message was received from the House of Delegates by Mr. Imboden :

Mr. Speaker,—The House of Delegates agree to the first, second, third, fourth, fifth, sixth, seventh, ninth, twelfth, seventeenth and eighteenth amendments of the Senate to the bill, "To incorporate the Central Bank of Virginia" And they disagree to the eighth, tenth, eleventh, thirteenth, fourteenth and fifteenth amendments. They have amended the sixteenth amendment, and as amended, agreed to by the House of Delegates.

Mr. Carlile moved to amend the bill, "To establish the county of Upshur," by string out the word "Barbour" after the word "Randolph;" and, on the question put thereupon, it was disagreed to by the Senate. Ayes 5—Noes 15.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Barbee, were as follow :

Ayes—Messrs. Thompson of A., Carlile, Thompson of D., Catlett and Ward—5.

Noes—Messrs. Rives, Woods, Tribble, Barbee, Daniel, Carrington, Isbell, Tate, French, Turner, Harvey, Edmiston, Crump, Layne & West—15.

The bill, was then read a third time and passed.

Mr. Carlile moved to amend the title by striking out "Upshur" and inserting "Bland" in lieu thereof.

Mr. Tribble moved that the main question be now put, which was sustained.

The question was then taken upon Mr. Carlile's amendment, and rejected.

Ordered, That the Clerk inform the House of Delegates of the passage of said bill.

Mr. Ambler, from the Committee of General Laws, reported the following bills, without amendment, viz :

“To authorise the Council of the city of Richmond to subscribe to the stock of the Virginia and Tennessee railroad company, and for other purposes ;” “To amend the act passed March 8th, 1849, entitled, an act to establish a District Free School for King George county ;” “To incorporate the Old Dominion Gold Mining company, and amending the act incorporating the Fredericksburg manufacturing company ;” “Relative to the Courthouse of the county of Amelia, and for other purposes ;” “Providing for the purchase of a Reel and five hundred feet of Hose for the use of the Capitol and other public buildings, and for other purposes ;” “To incorporate the Monongalia County Mutual Insurance company, and for other purposes ;” “Explanatory of Chapter 124th of the Code of Virginia, authorising the draining of lands through the lands of others ;” and, “To amend that part of the Code of Virginia which relates to attachments against vessels on the Ohio river.” And reported bills, “To incorporate the Great Western Mining and Manufacturing company ;” “To incorporate the Nicholas, Braxton and Kanawha Elk river coal mining company, and for other purposes ;” and, “To amend the twentieth Section of Chapter fourteen of the Code of Virginia, and for other purposes.”

On motion of Mr. Thompson of A., the Senate receded from their eighth amendment to the bill, “To incorporate the Merchants Bank of Virginia.”

Mr. Shackelford moved that the bill and amendments be laid upon the table ; and, on the question put thereupon, it was disagreed to by the Senate.

On motion of Mr. Thompson, the Senate receded from their tenth amendment.

Mr. Shackelford moved that the bill be indefinitely postponed ; and, on the question put thereupon, it was decided in the negative. Ayes 6—Noes 16.

On motion of Mr. Shackelford, the vote was recorded as follows :

Ayes—Messrs. Daniel, Shackelford, Grantham, Thompson of D., Catlett and Ambler—6.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Kinney, Carrington, Isbell, Tate, French, Turner, Harvey, Crump, Thomas, Layne and West—16.

Mr. Thompson moved that the Senate agree to the amendment of the House to the sixteenth amendment of the Senate, on the subject of guaranteed bonds.

Mr. West moved to amend the amendment, so as to include all bonds.

The Speaker decided the motion to be out of order, pending Mr. Thompson's motion.

Mr. Shackelford appealed from the decision of the Chair.

Mr. Stanard moved that the previous question be now put, which was sustained by the Senate. Ayes 19—Noes 5.

On motion of Mr. Shackelford, the vote was recorded as follows :

Ayes—Messrs. Rives, Tribble, Thompson of A., Horner, Kinney, Daniel, Carrington, Isbell, Opie, Tate, French, Stanard, Harvey, Grantham, Cowen, Thomas, Layne, West and Ward—19.

Ayes—Messrs. Woods, Shackelford, Turner, Thompson of D., and Catlett—5.

The question was then put on the decision of the Chair, and it was sustained by the Senate. **Ayes** 19—**Noes** 6.

On motion of Mr. Shackelford, the vote was recorded as follows:

Ayes—Messrs. Rives, Tribble, Thompson of A., Horner, Kinney, Daniel, Carrington, Isbell, Opie, Tate, French, Turner, Stanard, Harvey, Grantham, Thomas, Layne, West and Ward—19.

Noes—Messrs. Woods, Shackelford, Cowen, Thompson of D., Catlett and Ambler—6.

The question was then put upon agreeing to the amendment of the House to the Senate's sixteenth amendment.

The Senate took a recess until four o'clock.

The pending question being the motion to agree to the amendment of the House to the sixteenth amendment of the Senate.

Mr. Thompson of A. moved that the previous question be now put, and it was ordered by the Senate. **Ayes** 19—**Noes** 2.

On motion of Mr. Shackelford, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Tribble, Thompson of A., Kinney, Barbee, Daniel, Isbell, Opie, Tate, French, Turner, Stanard, Harvey, Cowen, Crump, Ambler, Thomas, Layne and West—19.

Noes—Messrs. Shackelford and Catlett—2.

The question was then put, upon agreeing to the amendment of the House to the amendment of the Senate, and decided in the affirmative. **Ayes** 15—**Noes** 9.

On motion of Mr. West, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Isbell, Opie, French, Turner, Stanard, Harvey, Crump, Ambler, Thomas, Layne and West—15.

Noes—Messrs. Rives, Tribble, Barbee, Daniel, Tate, Grantham, Cowen, Thompson of D. and Catlett—9.

Mr. Ambler moved to suspend the 4th rule of the Senate, with a view to re-consider the vote just given.

Mr. Stanard moved that the previous question be now put, and it was sustained by the Senate. **Ayes** 16—**Noes** 8.

On motion of Mr. Carlile, the vote was recorded as follows:

Ayes—Messrs. Rives, Thompson of A., Horner, Kinney, Daniel, Isbell, Opie, Tate, French, Turner, Stanard, Harvey, Crump, Thomas, Layne and West—16.

Noes—Messrs. Woods, Tribble, Barbee, Shackelford, Cowen, Thompson of D., Catlett and Ambler—8.

The question was then taken, upon the suspension of the 4th rule, and decided in the negative. **Ayes** 11—**Noes** 14.

On motion of Mr. Thompson of D., the vote was recorded as follows:

Ayes—Messrs. Rives, Woods, Barbee, Daniel, Shackelford, Tate, Grantham, Cowen, Thompson of D., Catlett and Ambler—11.

Noes—Messrs. Tribble, Thompson of A., Horner, Kinney, Isbell, Opie, French, Turner, Stanard, Harvey, Crump, Thomas, Layne & West—14.

The Senate then receded from the residue of their amendments, disagreed to by the House.

Ordered, That the Clerk inform the House of Delegates, that the Senate agree to their amendment to the sixteenth amendment to the Senate.

Mr. Woods moved to amend the twentieth amendment to the bill, "To incorporate the Central Bank of Virginia," by adding the following:

"*Provided*, That the amount of notes, endorsed by the Commonwealth, shall be ten per cent. less than the market value of the stock so deposited, and in no case to exceed the par value thereof"; and, on the question put thereupon, it was rejected by the Senate. Ayes 9—Noes 16.

On motion of Mr. Thompson of D., the vote was recorded as follows:

Ayes—Messrs. Rives, Woods, Tribble, Daniel, Shackelford, Tate, Cowen, Thompson of D. and Catlett—9.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Isbell, French, Turner, Stanard, Harvey, Grantham, Crump, Thomas, Layne, West and Ward—16.

Mr. Shackelford moved that the bill be indefinitely postponed; and, on the question put thereupon, it was disagreed to by the Senate. Ayes—6 Noes 18.

On motion of Mr. Cowen, the vote was recorded as follows:

Ayes—Messrs. Daniel, Carrington, Shackelford, Cowen, Thompson of D. and Catlett—6.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Isbell, Tate, French, Turner, Harvey, Crump, Thomas, Layne, West and Ward—18.

Mr. Rives moved to amend the amendment of the House by adding to the words "or guaranteed bonds" the words "or any other bonds guaranteed by the State."

Mr. Stanard moved that the main question be now put, and it was sustained by the Senate. Ayes 24—Noes 2.

On motion of Mr. Stanard, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Carrington, Isbell, Shackelford, Opie, Tate, French, Turner, Stanard, Harvey, Grantham, Edmiston, Thompson of D., Thomas, Layne, West and Ward—24.

Noes—Messrs. Cowen and Catlett—2.

The question was then put on Mr. Rives' amendment, and decided in the negative. Ayes 6—Noes 21.

On motion of Mr. Shackelford, the vote was recorded as follows:

Ayes—Messrs. Rives, Tribble, Cowen, Thompson of D., Catlett and Thomas—6.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Kinney, Barbee, Carrington, Isbell, Opie, Tate, French, Turner, Stanard, Harvey, Grantham, Edmiston, Crump, Ambler, Layne, West & Ward—21.

On the question being put, upon receding from the amendments of the Senate, disagreed to by the House of Delegates, it was decided in the affirmative.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes," on motion of Mr. Rives, was taken up.

Mr. Rives moved that the Senate recede from their amendment; and, on the question put thereupon, the Senate refused to recede. Ayes 3—Noes 17.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Crump, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Rives and Ward—3.

Noes—Messrs. Woods, Tribble, Thompson of A., Horner, Barbee, Carlington, Shackelford, Turner, Stanard, Harvey, Grantham, Edmiston, Crump, Catlett, Ambler, Layne and West—17.

On motion of Mr. Ambler, the Senate adhered to their amendment.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Isbell, the bill, "Providing for the construction of a railroad to the Ohio river, and for other purposes," was taken up and made the order of the day for to-morrow.

The bill, "To widen and complete the Sistersville and Salein turnpike road," on motion of Mr. West, was taken up and made the order of the day for to-morrow, and each succeeding day.

The resolution, "Providing for the construction and working of a section of railroad upon the principle of the invention of J. S. French," on motion of Mr. Shackelford, was taken up.

Mr. Shackelford moved that the 4th rule of the Senate be suspended, with a view to reconsider the vote rejecting the said resolution.

Mr. Cowen moved that the main question be now put, which was sustained by the Senate.

The question was then put, upon suspending the rule, and decided in the negative. Ayes 8—Noes 11.

On motion of Mr. Thompson of A., the vote was recorded as follows:

Ayes—Messrs. Rives, Horner, Shackelford, Tate, French, Thomas, Layne and West—8.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Opie, Turner, Harvey, Edmiston, Cowen, Thompson of D., Catlett and Ambler—11.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Layne, from the Committee appointed to examine Enrolled Bills, reported that the committee had examined sundry other such bills, which were found truly enrolled.

The Speaker then signed the following Enrolled Bills:

An act to incorporate the Lebanon Academy.

An act to incorporate the Salem and Harrisville turnpike company.

An act authorising the Kempeville canal company to increase their capital stock, and for other purposes.

An act to incorporate the Tazewell courthouse and Saltville turnpike company.

An act to authorise an increase of the capital stock of the Tazewell courthouse and Fancy Gap turnpike.

An act extending the Floyd courthouse and Hillsville turnpike company road in the county of Floyd, and for other purposes.

An act to incorporate the Ritchie and Gilmer turnpike company.

An act changing the times of holding the Circuit courts for the counties of Nicholas and Fayette.

An act to postpone the elections for the present year, and for other purposes

- An act to incorporate the Wellburg and Bethany railroad company, and for other purposes.
An act to amend an act to incorporate the Morgantown bridge company, passed March 11, 1850.
An act to increase the capital stock of the Russell and Washington turnpike company.
An act to increase the capital stock of the Russell and Washington turnpike company, and for other purposes.
An act to authorise the Governor of this Commonwealth to cede to the United States the jurisdiction over certain land on Hog Island, for the purpose of building a light house.
An act for the relief of Isaac A. Goddin, and for other purposes.
An act to declare Big Reed Island river in the county of Carroll, a public highway.
An act changing the name of John James Wells to that of Lackland, and for other purposes.
An act changing the time for the commencement of the act, entitled, an act authorising the qualified voters of the town of Lynchburg, to elect a Mayor, and for other purposes.
An act authorising the Governor and Superintendent of Weights and Measures to contract for and have manufactured in Virginia, weights and measures for each county and corporation in the State.
An act authorising an additional subscription on the part of the State to the stock of the Red and Blue Sulphur Springs turnpike company.
An act to amend the act passed March 12, 1850, entitled, an act to incorporate the Fairmont and Palatine bridge company.
An act releasing to Mary H. Jordon the Commonwealth's right to certain lots of land therein mentioned, and for other purposes.
An act providing for a survey of Twelve Pole river, in the county of Wayne.
An act authorising additional subscriptions to the capital stock of the North Frederick turnpike company.
An act concerning the public schools in the town of Portsmouth.
An act to incorporate the Greene Humane Society, and for other purposes.
An act to incorporate the Cedar Hill mining company.
An act authorising the County court of Northumberland county to borrow money, and for other purposes.
An act to legalize the organization of the County of Raleigh.
An act for the relief of Zedekiah Kidwell of the county of Marion.
An act to incorporate the Virginia manufacturing company.
An act authorising the Charleston and Point Pleasant turnpike company, to increase the capital stock of said company.
An act to amend an act, passed 14th March, 1850, incorporating the Slate Hill and Walnut Grove gold mining companies, in the county of Louisa.
An act to incorporate the Virginia ship timber and lumber company.
Resolution for causing to be printed and distributed certain muster rolls of the militia and volunteers of the State.
Resolution for a survey for a route for a canal from Pagan Creek to some point on Black Water or Rattle Snake Swamp, in the county of Isle of Wight.
Resolutions relative to the action of South Carolina on the subject of a proposed Southern Congress.
Resolution to re-let, under certain circumstances, the construction of the Southwestern road.
An act to incorporate the Leading creek and Buffalo creek turnpike company.
An act to incorporate the trustees of the South Branch Academical Institute.
An act to incorporate the Hollidays Cove and New Cumberland turnpike company.
An act in relation to the Lower Appomattox company, and for other purposes.
An act to incorporate the Westham plank road company.
An act concerning the form of bonds required in proceedings in civil cases.
An act to constitute part of Banister river a lawful fence.
An act authorising the erection of a toll bridge across the Pamunky river at Taylor's ferry.
An act authorising the county court of Nicholas county to borrow money for certain purposes.
An act concerning special terms of the circuit courts, in criminal cases.
An act to facilitate the recovery of fugitive slaves.
An act to incorporate the Crowl's Gap turnpike company.
An act to prevent the planting of oysters within the limits of the State by non-residents, and for other purposes.
An act to authorise the appointment of a Secretary to the Board of Public Works.
An act amending certain sections of chapter sixty-one of the Code of Virginia, and for other purposes.
An act to amend the twentieth section of chapter fourteen of the Code of Virginia, and for other purposes.
An act suspending the provisions of the forty-second section of the thirty-eighth chapter of the Code of Virginia, for a limited time.
An act to incorporate the Roche mining and manufacturing company.
An act to increase the capital stock of the Howardsville and Rockfish turnpike company.
An act divorcing Mary E. S. Harris from her husband George W. Harris, and for other purposes.

- An act allowing bail in certain cases.
- An act amending and enlarging the corporate authorities of the town of Charlottesville in the county of Albemarle, and for other purposes.
- An act providing for taking the sense of the citizens of Middlesex county upon the removal of the seat of Justice of said county.
- An act authorising the establishment of a savings bank and the independent bank of Portsmouth.
- An act to provide for constructing a road from the Hot Springs in Bath county, to the Clifton Forge in Alleghany county.
- An act to incorporate the Buchanan Male academy.
- An act divorcing Melinda S. Jones from her husband George Jones.
- An act changing the mode of appointment and tenure of office of the directors of the Eastern and Western Lunatic Asylums.
- An act prescribing the mode in which Samuel Moore sheriff of Washington county may execute his bonds and take the oaths prescribed by law.
- An act to amend the Mawberry's Gap turnpike company, so as to change the name of the company to the Wytheville and Danville turnpike company, and to change the location from Danville to Wytheville instead of from Danville to Christianburg.
- An act to authorise separate elections in certain counties and to change the place of holding others.
- An act to empower the Kanawha lodge No. 73, of Independent Order of Odd-Fellows, to erect a Hall in the town of Charleston, in the county of Kanawha.
- An act imposing taxes for the support of government.
- An act to incorporate the Welleburg Female Seminary.
- An act to amend an act concerning the City of Petersburg.
- An act to incorporate the Meade collegiate institute in the county of Wood, and for other purposes.
- An act to amend the charter of the town of Dayton, in the county of Rockingham.
- An act to incorporate the South Lowell branch railroad company.
- An act to increase the capital stock of the Brandonville, Kingwood and Evansville turnpike company.
- An act to reduce the capital stock of the Millwood and Berryville turnpike company.
- An act to incorporate the Norfolk and Petersburg railroad company.
- An act to incorporate the Norfolk and Fredericksburg steamboat company.
- An act extending the corporate limits of the town of Parkersburg in the county of Wood, and for other purposes.
- An act to amend the act passed February 2, 1850, for constructing the Beverly and Fairmont road, and for other purposes.
- An act to incorporate the Centreville and Saint Mary's turnpike company.
- An act to incorporate the Martin's creek road company.
- An act to incorporate the Middlebrook and Brownsburg turnpike company.
- An act to amend an act to incorporate the Jonesville and Little Stone turapike company passed March 4, 1850.
- An act to increase the capital stock of West Milford and New Salem turnpike company.
- An act incorporating the insurance company of the Valley of Virginia.
- An act to incorporate the Atlas mining and manufacturing company.
- An act to incorporate the Lynchburg and Abingdon telegraph company.
- An act to amend the act passed March 17, 1849, entitled, an act incorporating the Logan, Raleigh and Mouroe turnpike company, and for other purposes.
- An act to extend the corporate limits of the town of Buffalo, and for other purposes.
- An act changing the name of the Warren mining and manufacturing company and increasing its capital stock.
- An act concerning the Clerk and Court of Hustings of the City of Williamsburg.
- An act incorporating the Richmond Marine and Fire Insurance company.
- An act authorising George W. Curry as Guardian of the heirs of Matthew Alexander, deceased, to make sale of certain lots in the town of Union.

Ordered, That the Clerk inform the House of Delegates thereof and return the said bills to that House.

Mr. Shackelford moved that the Senate do now adjourn, which was agreed to by the Senate. Ayes 10—Noes 7.

On motion of Mr. Thompson of D., the vote was recorded as follows :
 Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Shackelford, Turner, Cowen, Thompson of D., and Catlett—10.
 Noes—Messrs. Horner, Stanard, Harvey, Crump, Thomas, Layne and West—7.

The Senate then adjourned until to-morrow ten o'clock.

THURSDAY, MARCH 27, 1851.

The following communication was received from the House of Delegates by their Clerk: *In the House of Delegates, March 26, 1851.*

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act, to incorporate the Rockingham Male and Female Seminary; and, "An act to incorporate the Harrisonburg and Franklin turnpike company.

And have passed bills, entitled, "An act to amend the act, entitled, an act prohibiting the brands used by one manufacturer of tobacco from being used by another;" "An act authorising the establishment of a savings bank and the independent bank of Portsmouth;" "An act to authorise the Second Auditor to appoint an additional clerk in his office;" "An act to incorporate the Marshall gold mining company;" "An act to amend the act passed March 7th, 1850, entitled, an act to provide for constructing a bridge over the James river in Botetourt;" "An act to incorporate the Luray and Front Royal turnpike company;" "An act to provide for a road from the State road on Mud river to the James river and Kanawha turnpike road in Cabell county, and to incorporate the Black water turnpike company;" "An act to incorporate the trustees of the Wellsburg wharf in the town of Wellsburg;" and, "An act to provide for a road from the James river and Kanawha turnpike road, at or near the mouth of the Big Sandy river to Cassville in the county of Wayne:" In which they request the concurrence of the Senate.

The bills, "To incorporate the Luray and Front Royal turnpike company;" "To provide for a road from the State road on Mud river to the James river and Kanawha turnpike road in Cabell county, and to incorporate the Black water turnpike company;" and, "To provide for a road from the James river and Kanawha turnpike road, at or near the mouth of the Big Sandy river to Cassville in the county of Wayne;" were read the first and second times, and committed to the Committee of Internal Improvement.

The following bills were read the first and second times, and committed to the Committee of General Laws, viz: "To authorise the Second Auditor to appoint an additional clerk in his office;" "To incorporate the Marshall gold mining company;" "To amend the act passed March 7th, 1850, entitled, an act to provide for constructing a bridge over the James river in Botetourt;" "To incorporate the trustees of the Wellsburg wharf in the town of Wellsburg;" "To amend the act, entitled, an act prohibiting the brands used by one manufacturer of tobacco from being used by another;" and, "Authorising the establishment of a savings bank and the independent bank of Portsmouth."

Mr. Daniel, from the Committee of Claims, reported without amendment, bills, "For the relief of Ann S. Watts of Nelson county;" and, "For the relief of F. P. Redman."

Mr. Thomas, from the committee of Internal Improvement, reported, without amendment, bills, "To incorporate the James river and Clover Hill plank road company;" and, "To amend an act, entitled, an act to provide for extending the Rockymount turnpike."

Mr. Ambler, from the Committee of General Laws, reported, with amendment, bills, "Concerning the town of Brownsburg in the county of Rockbridge;" and, "To incorporate the Lynchburg Gas light company."

Mr. Thomas, from the committee to whom were referred the bills, "To establish banks at Wheeling, Kanawha, and Fincastle;" and, "To establish an independent bank in the town of Fairmont in the county of Marion;" reported the same with amendments.

Mr. Stanard offered the following resolution:

Resolved, That during the residue of the session, no member shall speak more than five minutes at a time, nor more than twice on any question, except by unanimous consent; which was agreed to by the Senate.

The bill, "For the relief of Robert Allison," on motion of Mr. Thomas, was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "For the relief of John Avis of the county of Jefferson," on motion of Mr. Opie, was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Providing for the construction of a railroad to the Ohio river, and for other purposes," was taken up as the order of the day. The committee, to whom the bill had been re-committed, reported a substitute for the bill. Mr. Thompson of A., moved to strike out the 6th section of the substitute, which was agreed to.

On motion of Mr. Barbee, the bill was laid upon the table.

The bill, "To widen and complete the Sistersville and Salem turnpike company, on motion of Mr. West, was taken up.

Mr. Woods moved to re-commit the bill to the Committee of Internal Improvement, with instructions to report a bill appropriating \$ 1600 to the completion of the Salem and Sistersville turnpike.

Mr. Cowen demanded that the previous question be now put, which was refused by the Senate. Ayes 11—Noes 11.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Ward, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Carrington, Isbell, Turner, Stanard, Harvey, Crump, Thompson of D. and Ambler—11.

Noes—Messrs. Thompson of A., Horner, Barbee, Daniel, Tate, French, Grantham, Cowen, Layne, West and Ward—11.

The bill, was then read the third time and passed. Ayes 13—Noes 9.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Layne, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Tate, French, Turner, Grantham, Cowen, Layne, West & Ward—13

Noes—Messrs. Rives, Woods, Daniel, Carrington, Isbell, Stanard, Harvey, Thompson of D. and Ambler—9.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "For the relief of Thomas Fife," was taken up, on motion of Mr. Thompson of A., read the third time and passed. Ayes 10—Noes 7.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Deneale, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, French, Turner, Harvey, West and Ward—10.

Noes—Messrs. Woods, Tribble, Daniel, Shackelford, Stanard, Deneale and Ambler—7.

Ordered, That the Clerk inform the House of Delegates thereof.

The resolutions relative to the action of South Carolina on the subject of a proposed Southern Congress, were taken up, as the order of the day.

Mr. Thompson moved to amend the first resolution in 5th line, by inserting after the word "of" the words "certain of" which was agreed to by the Senate.

Mr. Ambler offered the following as a substitute for the Resolutions :

Whereas, the General Assembly of Virginia has heretofore declared, that "the government of the United States has no control, directly or indirectly, mediately or immediately over the institution of slavery, and that in taking any such control, it transcends the limits of its legitimate functions, by destroying the internal organization of the sovereignties who created it, and that if in disregard of every consideration of justice, of constitutional right, and fraternal feeling, the fearful issue shall be forced upon the country, which must result" from taking such control "the people of Virginia can have no difficulty in choosing between the only alternative that will then remain of abject submission to aggression and outrage on the one hand, or determined resistance on the other, at all hazards and to the last extremity," and whereas, the government of the United States by its action in relation to the State of California has indirectly, if not directly, assumed the control against which the State of Virginia then protested.

Resolved, That the action as had by the Government of the United States, and the course of certain non-slaveholding States "makes it the duty of every slaveholding State, and of all the citizens thereof, as they value their dearest privileges, their sovereignty, their independence, their right of property, to take firm, united and concerted action in this emergency" in order to preserve the rights and the Union of these States.

Resolved, That the Governor of this Commonwealth be and he is hereby requested to transmit copies of the foregoing preamble and resolutions to the Executive departments of the States of this Confederacy.

Mr. Tribble moved to lay the resolutions and amendment on the table, and that the amendment be printed.

Mr. Thomas demanded that the previous question be now put, which was sustained.

The question on the motion to lay upon the table and print, was rejected. Ayes 3—Noes 25.

Mr. Thompson of D., demanded the ayes and noes, on that question, which were as follow :

Ayes—Messrs. Tribble, Thompson of D. and Ambler—3.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Shackelford, Opie, Tate, French, Turner, Stanard, Harvey, Deneale, Grantham, Cowen, Crump, Catlett, Thomas, Layne and West—25.

Mr. Daniel demanded that the main question be now put, which was ordered.

The question was then put on Mr. Ambler's substitute, and it was rejected. Ayes 3—Noes 21.

The ayes and noes, on that question, being required by Mr. Shackelford, seconded by Mr. Horner, were as follow :

Ayes—Messrs. Tribble, Harvey and Ambler—3.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Shackelford Opie, Tate, French, Turner, Stanard, Cowen, Crump, Thomas, West and Ward—21.

The question was then put on Mr. Thompson's amendment, to add after the word "of" the words "certain of".

Mr. Catlett demanded that the main question be now put, which was ordered. The question was then put on Mr. Thompson's amendment, and it was agreed to by the Senate. Ayes 18—Noes 11.

The ayes and noes, upon that question, being required by Mr. Thompson of D., were as follow :

Ayes—Messrs. Rives, Thompson of A., Horner, Kinney, Barbee, Isbell, Opie, French, Turner, Stanard, Harvey, Grantham, Crump, Ambler, Thomas, Layne, West and Ward—18.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Daniel, Carrington, Shackelford, Tate, Deneale, Cowen, Thompson of D. and Catlett—11.

The question being put upon the First resolution, as amended, it was agreed to by the Senate. Ayes 21—Noes 2.

The ayes and noes, upon that question, being required by Mr. Thompson of D., were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Opie, Tate, French, Turner, Stanard, Grantham, Cowen, Crump, Catlett, Thomas, Layne and West 21

Noes—Messrs. Thompson of D. and Ambler—2.

The question was then put upon the second resolution, and agreed to by the Senate. Ayes 20—Noes 2.

The ayes and noes, upon that question, being required by Mr. Woods, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Shackelford, Tate, French, Turner, Stanard, Grantham, Cowen, Crump, Thomas, West and Ward.20

Noes—Messrs. Thompson of D. and Ambler—2.

The question was then put upon the third resolution, and it was agreed to. Ayes 25—No. 1.

The ayes and noes, being required by Mr. Shackelford, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Shackelford, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Cowen, Crump, Thompson of D., Catlett, Thomas, West and Ward—25.

No—Mr. Ambler.

The fourth resolution was then agreed to. Ayes 26—No 1.

The ayes and noes, being required by Mr. Woods, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Shackelford, Opie, Tate, French, Turner, Stanard, Deneale, Grantham, Cowen, Crump, Thompson of D., Catlett, Thomas, West and Ward—26.

No—Mr. Ambler.

Mr. Thompson moved to amend the 6th resolution by striking therefrom the words "the State of Vermont only excepted" and it was agreed to. Ayes 15—Noes 11.

The ayes and noes, being demanded by Mr. Thompson of D., were as follow :

Ayes—Messrs. Rives, Thompson of A., Horner, Kinney, Carrington, Shackelford, French, Turner, Stanard, Crump, Catlett, Ambler, Thomas, West and Ward—15.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Barbee, Daniel, Isbell, Opie, Tate, Deneale, Cowen and Thompson of D.—11.

The question was then put upon the resolution, as amended, and it was agreed to.

Mr. Horner moved to amend the Preamble by striking out the word “her” in the 8th line, and inserting in lieu thereof the word “their” which was agreed to by the Senate.

The Preamble, as amended, was then agreed to.

The question being put, upon agreeing to the Preamble and Resolutions, as amended, they were agreed to. Ayes 22—Noes 4.

The ayes and noes, upon that question, being required by Mr. Woods, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Shackelford, Opie, Tate, French, Turner, Stanard, Grantham, Crump, Catlett, Thomas, Layne, West and Ward—22.

Noes—Messrs. Woods, Tribble, Thompson of D. and Ambler—4.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

Mr. Rives offered the following resolution :

Resolved, That this body will not receive and consider any bill or resolution from the House of Delegates after to-morrow, except such as have been, or may be amended by the Senate ; which was laid upon the table, on motion of Mr. Barbee.

The bill providing for the construction of a railroad to the Ohio river, and for other purposes, was taken up, on motion of Mr. Barbee.

Mr. Isbell moved that the bill be laid upon the table, and made the order of the day for to-morrow.

Mr. Deneale moved to amend the motion, by substituting Saturday 10 o'clock, which was agreed to by the Senate.

The bill, “To incorporate the Buffalo Gap and Buchanan turnpike company,” was taken up, on motion of Mr. Layne.

The amendments reported by the committee were agreed to ; the bill, as amended, was read and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, “In relation to the Lower Appomattox company, and for other purposes,” was taken up, on motion of Mr. Rives.

Mr. Rives moved that the Senate insist upon their amendment to the said bill, and it was agreed to.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, “Authorising the payment of a sum of money to George Rabbitt, of the county of Fauquier,” was taken up on motion of Mr. Horner, and made the order of the day for to-morrow 10 o'clock.

Mr. Demeale moved that when the Senate adjourns, it will adjourn to meet to-morrow at 9 o'clock, which was agreed to by the Senate.

The following bills were read the third time and passed, viz: "An act to increase the capital stock of the Hardy and Winchester turnpike company;" "An act making it felony to steal a child from the person having the lawful charge of such child;" "An act, divorcing Joseph S. Polling from his wife Elizabeth;" "An act divorcing Ann T. Blankinship from her husband Thomas R. Blankinship;" "An act divorcing Sarah F. Wilson from her husband John Wilson, and Balthazar Sperat Du Veyriere from his wife Jane R.;" "An act divorcing George Johnson from his wife Susannah;" "An act divorcing John C. Johnson from his wife Elizabeth;" and "Mary A. Hilliard from her husband Benjamin;" "An act divorcing Henry L. Stephens from his wife Rebecca Jane;" and, "An act divorcing Ann Rebecca Beazley from her husband Isaac M. Beazley."

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Isbell,

The Senate then adjourned until to-morrow, nine o'clock.



FRIDAY, MARCH 28, 1851.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, March 27, 1851.

The House of Delegates recede from their disagreement, and agree to the amendment proposed by the Senate to the bill, entitled, "An act releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes," with an amendment: In which they request the concurrence of the Senate.

They have passed bills, entitled, "An act legalizing George Hairston's dam across Smith's river in Franklin;" "An act to authorize the Valley mining and manufacturing company, and the George's creek coal and iron company, to construct branch railroads across the Potomac river and to connect with the Baltimore and Ohio railroad in Hampshire county, Virginia, and for other purposes;" "An act forming the county of Pleasants out of parts of Wood, Tyler and Ritchie;" "An act to incorporate the town of Saint Mary in the county of Wood, and for other purposes;" "An act incorporating the town of Claysville in the county of Wood;" "An act relating to the Huttonsville and Huntersville, and the Alleghany and Huntersville roads;" "An act allowing James Gordon, Jr. and Aaron Milhado to build a bridge across Smith's creek;" "An act to provide for constructing a road from the Hot Springs in Bath county, to the Clifton forge in Alleghany county;" "An act providing for the collection of tolls on turnpike companies sold under a decree of Court;" "An act to incorporate the Leading creek and Buffalo creek turnpike company;" "An act to incorporate the Lisbon Savings Bank, in the county of Bedford;" "An act to incorporate the Merchants and Mechanics Savings Bank of Wellsburg;" and, "An act to change the place of holding a separate election in the county of Scott:" In which they request the concurrence of the Senate.

And they agree to the amendment proposed by the Senate to the resolution to re-let, under certain circumstances, the construction of the South-western road," with an amendment: In which they, also, request the concurrence of the Senate.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz :

"Relating to the Huttonsville and Huntersville, and the Alleghany and Huntersville roads;" "To provide for constructing a road from the Hot springs in Bath county, to the Clifton forge in Alleghany county;" and, "To incorporate the Leading creek and Buffalo creek turnpike company."

The following bills were read the first and second times, and committed to the Committee of General Laws, viz :

"Legalizing George Hairston's dam across Smith's river in Franklin;" "To authorise the Valley mining and manufacturing company and the George's creek coal and iron company, to construct a branch railroad across the Potomac river and to connect with the Baltimore and Ohio railroad in Hampshire county, Virginia, and for other purposes;" "Forming the county of Pleasants out of parts of Wood, Tyler and Ritchie;" "To incorporate the town of Saint Mary in the county of Wood, and for other purposes;" "Incorporating the town of Claysville in the county of Wood;" "Allowing James Gordon, Jr. and Aaron Milhade to build a bridge across Smith's creek;" "Providing for the collection of tolls on turnpike companies sold under a decree of Court;" "To incorporate the Merchants and Mechanics Savings Bank of Wellsburg;" and, "To incorporate the Lisbon Savings Bank, in the county of Bedford."

The bill, "To change the place of holding a separate election in the county of Scott," was read the first and second times and committed to Messrs. Cowen, Tate and Ward.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "To provide for a road from the State road on Mud river to the James river and Kanawha turnpike road in Cabell county, and to incorporate the Black Water turnpike company," reported the same with amendment. And the bill, "To provide for a road from the James river and Kanawha turnpike road, at or near the mouth of the Big Sandy river to Cassville in the county of Wayne," without amendment.

Mr. Ambler, from the Committee of General Laws, reported the bills, "To amend the act, entitled, an act prohibiting the brands used by one manufacturer of tobacco from being used by another," "To amend the act passed March 7th, 1850, entitled, an act to provide for constructing a bridge over the James river in Botetourt;" "To authorise the second Auditor to appoint an additional Clerk in his office;" and, "To incorporate the trustees of the Wellsburg wharf in the town of Wellsburg," without amendment. And bills, "To incorporate the Marshall Gold Mining company;" and, "Authorising the establishment of a Savings Bank, and the Independent Bank of Portsmouth," with amendment.

The bill, "To increase the capital stock of the Howardsville and Rockfish turnpike company," was taken up, read the third time, and, on motion of Mr. Deneale, laid upon the table.

The bill, "Divorcing Mary E. S. Harris from her husband George W. Harris, and for other purposes," was taken up, on motion of Mr. Stanard, and read the third time.

On motion of Mr. Shackelford, the second Section was stricken out, and the title amended by striking therefrom the words, "and for other purposes."

The question being put upon the bill, as amended, it was passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Releasing George Miller from the payment of a fine," was read the third time and rejected. Ayes 11—Noes 16.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Opie, were as follow:

Ayes—Messrs. Tribble, Barbee, Carlile, Opie, Tate, Deneale, Grantham, Thompson of D., Layne, West and Ward—11.

Noes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Kinney, Daniel, Carrington, Isbell, Shackelford, French, Turner, Stanard, Harvey, Cowen, Ambler and Thomas—16.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Rives moved to take up the bill, "To amend the eleventh Section of Chapter 108 of the Code of Virginia."

Mr. Carlile, moved that the main question be now put.

The question being put upon taking it up, was refused. Ayes 11—Noes 15.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Barbee, were as follow:

Ayes—Messrs. Dennis, (Speaker,) Rives, Carlile, Daniel, Turner, Harvey, Thompson of D., Thomas, Layne, West and Ward—11.

Noes—Messrs. Tribble, Thompson of A., Horner, Kinney, Barbee, Isbell, Shackelford, Opie, French, Stanard, Deneale, Grantham, Cowen, Crump and Ambler—15.

The resolution, "Ratifying a certain contract between the Richmond and Danville Railroad company and William S. Triplett," was taken up.

Mr. Carlile moved that the resolution be indefinitely postponed.

Mr. Thomas moved that the main question be now put, which was sustained by the Senate.

The question was then put, upon Mr. Carlile's motion, and rejected. Ayes 10—Noes 16.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Rives, were as follow:

Ayes—Messrs. Rives, Horner, Barbee, Carlile, Isbell, Deneale, Grantham, Thompson of D., Layne and West—10.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Kinney, Daniel, Carrington, Shackelford, Opie, French, Turner, Stanard, Harvey, Crump, Ambler, Thomas and Ward—16.

The following message was received from the House of Delegates by Mr. Wheeler:

Mr. Speaker,—The House of Delegates have passed a Resolution for a Committee of Conference; in which they ask the concurrence of the Senate; which was agreed to by the Senate.

Ordered, That Messrs. Rives, Daniel and Crump be a committee on the part of the Senate.

The question was then put upon the Resolution ratifying a certain contract between the Richmond and Danville railroad company and William S. Triplett.

Mr. Turner moved that the previous question be now put, which was sustained by the Senate.

The main question was then put on the Resolution, and it was agreed to. Ayes 15—Noes 11.

The ayes and noes, upon that question, being required by Mr. Carlile, seconded by Mr. Stanard, were as follow :

Ayes—Messrs. Rives, Tribble, Barbee, Carlile, Shackelford, Opie, Deneale, Grantham, Thompson of D., Layne and West—11.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Kinney, Daniel, Carrington, Isbell, French, Turner, Stanard, Harvey, Crump, Ambler, Thomas and Ward—15.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Ambler, from the Committee of General Laws, reported the following bills, with amendments, viz :

“Incorporating the town of Claysville, in the county of Wood;” “Allowing James Gordon, Jr., and Aaron Milhado to build a bridge across Smith’s creek;” and, “To incorporate the town of Saint Mary in the county of Wood, and for other purposes.” And the following bills, without amendment, viz : “Providing for the collection of tolls on turnpike companies, sold under a decree of Court;” “To incorporate the Merchants and Mechanics Savings Bank of Wellsburg;” “To incorporate the Lisbon Savings Bank, in the county of Bedford;” “Legalizing George Hairston’s dam across Smith’s river in Franklin;” and, “Forming the county of Pleasants out of part of Wood. Tyler and Ritchie.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, “To incorporate the Luray and Front Royal turnpike company,” with amendment.

The bill, “Releasing to William Hall the Commonwealth’s right to certain lots therein mentioned, and for other purposes.” was returned from the House of Delegates, with an amendment to the Senate’s amendment; in which they request the concurrence of the Senate.

On motion of Mr. Stanard, the bill was laid upon the table.

The bill, “Authorising the payment of a sum of money to George Rabbitt of Fauquier county,” was taken up as the order of the day.

Mr. Horner offered a substitute, by way of amendment, to the bill.

Mr. Woods moved that the bill and amendment be indefinitely postponed, which was disagreed to by the Senate. Ayes 10—Noes 14.

The ayes and noes, upon that question, being required by Mr. Woods, seconded by Mr. Crump, were as follow :

Ayes—Messrs. Rives, Woods, Tribble, Daniel, Carrington, Shackelford, Turner, Thompson of D. and Ambler—10.

Noes—Messrs. Denuis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Carlile, Isbell, Tate, Stanard, Cowen, Crump, Thomas, Layne and West—14.

The question was put, upon the amendment, and agreed to by the Senate.

The bill, as amended, was read the third time and passed. Ayes 20—Noes 5.

The ayes and noes, upon that question, being required by Mr. Shackelford, seconded by Mr. Isbell, were as follow :

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Horner, Kinney, Barbee, Daniel, Carrington, Isbell, Tate, French, Harvey, Deneale, Cowen, Crump, Thompson of D., Thomas, Layne, West and Ward—20.

Noes—Messrs. Rives, Thompson of A., Shackelford, Turner and Ambler—5.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

Mr. Ambler offered the following resolution, which was agreed to by the Senate.

Resolved, That the 22d rule of the Senate be suspended for the residue of the Session, and that a majority instead of two-thirds of the members present, may sustain the call for the previous question ; and the previous question, when called and sustained, shall not exhaust itself on the pending question, but shall apply to all questions arising on the bill or resolution under consideration, in the order in which they stand.

The bill, "For the relief of John T. Arnall of the county of Augusta," was read the third time and rejected. Ayes 5—Noes 21.

On motion of Mr. Carlile, the vote was recorded as follows :

Ayes—Messrs. Horner, Kinney, Daniel, Harvey and Ward—5.

Noes—Messrs. Dennis, (Speaker,) Rives, Tribble, Thompson of A., Barbee, Carlile, Carrington, Isbell, Shackelford, Tate, French, Turner, Deneale, Grantham, Cowen, Crump, Thompson of D., Ambler, Thomas, Layne, and West—21.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Rives, the 29th rule was suspended, to communicate the resolution for a Committee of Conference.

Ordered, That Mr. Rives inform the House of Delegates thereof.

The "Resolution to re-let, under certain circumstances, the construction of the Southwestern road," returned from the House of Delegates, with amendments to the Senate's amendment ; on motion of Mr. Deneale, was referred to the Committee of General Laws.

The following bills were read the third time and passed, viz :

"To incorporate the Hazel river turnpike company ;" and, "To incorporate the Staunton and North River Gap turnpike company."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Cross Roads and Summit Point turnpike company," was taken up.

The amendment of the committee to strike out the 3d and 4th Sections, was agreed.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "Extending the corporate limits of the town of Fredericksburg," was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Jeffersonville Bank in the county of Tazewell, and the Wappacomo Savings Bank," was taken up.

The amendments reported by the committee and by Mr. Tate, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The following bills were read the third time and passed, viz :

"For the relief of George W. Cowdery, of the city of Norfolk, for quarantine services for 1849," and, "For the relief of J. M. Stewart."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Imposing a tax on Dogs, in the county of Middlesex," was taken up.

The amendments proposed to the said bill, were agreed to.

The bill, as amended, was read the third time and passed. Ayes 14—Noes 11.

On motion of Mr. Deneale, the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Carrington, Shackelford, Tate, Stanard, Grantham, Cowen, Crump, Thompson of D., Thomas, Layne and West—14.

Noes—Messrs. Rives, Thompson of A., Horner, Barbee, Carlile, Daniel, French, Turner, Deneale, Ambler and Ward—11.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Granting a subterranean right of way to owners of coal land in rear of a mountain or hill," was taken up.

The amendment reported by the committee, as a substitute for the bill, was read.

Mr. Carlile moved that the main question be now put, which was sustained by the Senate.

The question was then put upon the substitute and agreed to.

The bill, as amended, was read the third time and passed. Ayes 15—Noes 8.

On motion of Mr. Thompson of D., the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Barbee, Daniel, Shackelford, Opie, Tate, Deneale, Grantham, Crump, Thompson of D., Ambler and Layne—15.

Noes—Messrs. Woods, French, Stanard, Harvey, Cowen, Thomas, West and Ward—8.

Mr. Woods, from the Joint Committee appointed to examine the Armory, made the following report, which was agreed to :

The Joint Committee appointed to examine the Armory, have performed that duty, and beg leave to report, That they have made an inspection of the Ordnance, Arms and Accoutrements of various kinds on hand, having the boxes containing Muskets, &c. opened, and examining such as have been longest on hand without being overhauled, and the committee are satisfied that the entire stock on hand, with the exception of the arms recently returned for repair, is in the most perfect condition for service. The small force of artificers seems to be laboriously engaged in cleaning, and repairing the returned Arms; and the committee believe they will be enabled to prevent an inconvenient accumulation of unrepaired stock.

The condition of the buildings has not materially changed since the last report; some repairs will be necessary during the present year. The floors and plastering in many parts seem to be in a course of rapid decay, and the day is not distant when it will be necessary to renew them. They recommend an appropriation at this time of \$50, for repairing the plastering in the Soldiers' quarters. The committee are also of opinion, that the appearance and comfort of the building will be materially improved by extending the Portico from the entrance Arch to Lieutenant Gay's quarters, and recommend an appropriation of \$500 for that purpose, and also for repairs to Lieutenant Gay's quarters. They, also, recommend that the issue of ordnance be restricted to iron guns, and of small arms to such as have been repaired; and the prohibition of brass guns, except in case of public emergency.

They, also, beg leave to report that the discipline, and management at the establishment, was entirely satisfactory to the committee.

Rd. T. Woods, *C. C. Senate.*

W. W. FORBES, *C. C. of H. of Delegates.*

The bill, "To incorporate the Westham plank road company," was taken up, on motion of Mr. Ambler. Ayes 16—Noes 9.

On motion of Mr. Shackelford, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Daniel, Cartington, Shackelford, Opie, French, Deneale, Grantham, Cowen, Crump, Thompson of D., Ambler, Thomas, Layne and West—16.

Noes—Messrs. Rives, Triple, Horner, Barbee, Carlile, Isbell, Standard, Harvey and Ward—9.

Mr. Ambler offered the following amendment:

§ *Be it further enacted,* That the company hereby incorporated, shall have the privilege of increasing its capital stock to an extent, not exceeding \$150,000 for the purpose, should it be deemed expedient to do so, of extending their road to the town of Charlottesville, or any intermediate point, and authority is hereby given to the corporation of the city of Richmond, to subscribe for an amount, not exceeding \$50,000, of the capital stock of the said company, but no subscription shall be made by the Common Council of Richmond to the same, until the expediency thereof shall have been submitted to the vote of those persons qualified to vote at the election of members of said Common Council, and shall receive the assent of three-fifths of the voters actually polled, after ten days public notice of the time, and place of opening polls for the purpose.

§ If the capital stock of said company, above authorised, shall be insufficient for the purposes of this act, the said company shall have power, and are hereby authorised to increase the same by the addition of as many shares as may be deemed necessary, and said company shall have power to borrow money for the purpose of carrying on the object of this act, and to issue proper certificates, or evidences of such loans, and to pledge the property of the company for the payment of the same, and the interest that may accrue thereon, and said company shall have power to construct so much of their said road, as the amount subscribed may allow, and shall have two years from the passage of this act to commence the same.

Mr. Shackelford moved that the previous question be now put, which was sustained.

The question was then taken on Mr. Ambler's amendment and rejected. Ayes 5—Noes 19.

On motion of Mr. Stanard, the vote was recorded as follows :

Ayes—Messrs. Shackelford, French, Deneale, Ambler and Layne—5.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Barbee, Carlile, Daniel, Carrington, Isbell, Opie, Tate, Harvey, Grantham, Cowen, Crump, Thompson of D. and Ward—19.

The question was then put, upon the passage of the bill, and decided in the affirmative.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Thompson of A. moved that the 4th rule of the Senate be suspended, with a view to reconsider the vote upon the passage of the bill, which was agreed to.

Mr. Thompson then offered the following amendment :

1st Section, 9th line, strike out the words, "along the Westham or River road".

Mr. Ambler moved that the previous question be now put, which was refused. Ayes 10—Noes 14.

On motion of Mr. Stanard, the vote was recorded as follows :

Ayes—Messrs. Rives, Tribble, Barbee, Shackelford, Deneale, Grantham, Thompson of D., Ambler, Thomas and Layne—10.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Daniel, Carrington, Isbell, Opie, French, Stanard, Harvey, Crump, West and Ward—14.

Mr. Shackelford moved that the previous question be now put, which was ordered.

The question was then put upon Mr. Thompson's amendment, and decided in the affirmative. Ayes 16—Noes 6.

On motion of Mr. Stanard, the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Kinney, Barbee, Carlile, Daniel, Shackelford, Deneale, Grantham, Crump, Ambler, Thomas, Layne and West—16.

Noes—Messrs. Horner, Carrington, Opie, French, Stanard and Thompson of D.—6.

The question, upon the passage of the bill, was then decided in the affirmative. Ayes 25—No 1.

On motion of Mr. Thompson of D., the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Carlile, Daniel, Carrington, Isbell, Shackelford, Opie, Tate, French, Stanard, Harvey, Deneale, Grantham, Crump, Thomas, Layne, West and Ward—25.

No—Mr. Ambler—1.

Mr. Stanard moved that the 4th rule be suspended, to re-consider the vote upon the passage of the bill.

Mr. Rives moved that the previous question be now put, which was ordered by the Senate.

The question was then put upon the suspension of the rule, and decided in the negative. Ayes 8—Noes 15.

On motion of Mr. Stanard, the vote was recorded as follows :

Ayes—Messrs. Horner, Daniel, Carrington, Isbell, Opie, Stanard, Harvey and Thompson of D.—8.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Thompson of A., Kinney, Barbee, Carlile, Shackelford, Grantham, Cowen, Ambler, Thomas, Layne and West—15.

Mr. Woods offered the following resolution :

Resolved, That the resolution adopted on this day, in relation to the previous question, be hereby rescinded.

Mr. Shackelford moved to lay the resolution on the table, which was agreed to by the Senate. **Ayes** 16—**Noes** 8.

On motion of Mr. Woods, the vote was recorded as follows :

Ayes—Messrs. Rives, Tribble, Kinney, Barbee, Carlile, Daniel, Shackelford, Opie, Stanard, Grantham, Cowen, Crump, Thompson of D., Thomas, Layne and Ward—16.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Horner, Carrington, Isbell, Harvey and West—8.

Mr. Thompson of D., moved to take up the bill, "To amend the eleventh Section of Chapter 108 of the Code of Virginia."

Mr. Carlile moved that the previous question be now put, which was ordered.

The question was put upon taking up and decided in the affirmative.

Mr. Rives moved that the previous question be now put, which was sustained.

The question was put upon the suspension of the 4th rule, and decided in the affirmative. **Ayes** 16—**Noes** 6.

On motion of Mr. Shackelford, the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Carlile, Daniel, Carrington, Isbell, Opie, Tate, Harvey, Grantham, Crump, Thompson of D., Layne and West—16.

Noes—Messrs. Thompson of A., Kinney, Barbee, Shackelford, Cowen and Ambler—6.

Mr. Carlile moved that the previous question be now put, and it was sustained by the Senate.

The question was put upon the passage of the bill, and decided in the affirmative. **Ayes** 17—**Noes** 7.

On motion of Mr. Thompson the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Carlile, Daniel, Carrington, Isbell, Opie, Tate, Harvey, Deneale, Grantham, Crump, Thompson of D., Layne and West—17.

Noes—Messrs. Thompson of A., Kinney, Barbee, Shackelford, French, Cowen and Ambler—7.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To incorporate the Amherst county turnpike company," was taken up, on motion of Mr. Isbell.

Mr. Thompson of A. moved that the bill be indefinitely postponed; and, on the question put thereupon, it was decided in the affirmative. **Ayes** 22—**No** 1.

On motion of Mr. Carlile, the vote was recorded as follows :

Ayes—Messrs. Rives, Woods, Tribble, Thompson of A., Horner, Kinney, Barbee, Carlile, Daniel, Shackelford, Opie, French, Harvey, De-

neale, Grantham, Cowen, Crump, Thompson of D., Ambler, Layne, West and Ward—22.

No—Mr. Isbell—1.

Ordered, That the bill be rejected and that the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Stubbs :

Mr. Speaker,—The House of Delegates have passed the bill, "To incorporate the Bank of the Old Dominion, the Bank of Commerce at Fredericksburg, and the Mechanics and Traders Bank of the city of Norfolk : " In which they request the concurrence of the Senate.

On motion of Mr. Thomas, the bill was referred to the special committee on Banks.

Mr. Thomas asked and obtained leave for the committee to sit during the Session of the Senate.

Mr. Layne offered the following resolution :

Resolved, That the resolution fixing the time for the adjournment of the House of Delegates *sine die*, from and after Monday next, and for the adjournment of the Senate on the same day, to the second Monday in January next be rescinded, and that when the two Houses adjourn on Thursday next, they will adjourn to the times prescribed in said resolution.

Mr. Stanard moved that the previous question be now put, and it was sustained by the Senate.

The question was put upon agreeing to the resolution, and decided in the negative. Ayes 9—Noes 16.

On motion of Mr. Carlile, the vote was recorded as follows :

Ayes—Messrs. Rives, Woods, Horner, Isbell, French, Thomas, Layne, West and Ward—9.

Noes—Messrs. Thompson of A., Kinney, Barbee, Carlile, Daniel, Shackelford, Opie, Turner, Stanard, Harvey, Deneale, Grantham, Cowen, Crump, Thompson of D., and Ambler—16.

The bill, "Releasing to J. Louis Kinzer the Commonwealth's right to a lot of land in the town of Alexandria," was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. August :

Mr. Speaker,—The House of Delegates have passed the bill, "To amend the Charter of the city of Richmond, and for other purposes," in which they request the concurrence of the Senate.

On motion of Mr. Stanard, the said bill was referred to a special committee.

Ordered, That Messrs. Stanard, Tribble and Isbell be said committee.

The following bills were read the third time and passed, viz :

"Incorporating the Louisa Gold Mining company," and, "To incorporate the Gulf Mills Bridge company.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Stanard, the committee to whom was committed the bill, "To amend the Charter of the city of Richmond, and for other purposes," had leave to sit during the Session of the Senate.

Mr. Thomas, from the committee to whom was committed the bill, "To incorporate the Bank of the Old Dominion, the Bank of Commerce at Fredericksburg, and the Mechanics and Traders Bank at the city of Norfolk," reported the same without amendment.

Mr. Stanard from the committee to whom was committed the bill, "To amend the Charter of the city of Richmond, and for other purposes," reported the same without amendment.

The bill, "Authorising the issue of Coupon Bonds," was made the order of the day for to-morrow, at half-past 9 o'clock.

The following bills were read the third time and passed, viz :

"To incorporate the Coal River Bridge company;" "To incorporate the New Market turnpike company;" "To incorporate the Jefferson and Frederick turnpike company;" "To incorporate the Wellsburg Glass company, and for other purposes;" "To incorporate the Coal Field Mining company in Fauquier county, and to amend the acts incorporating the Virginia ship timber and lumber company, and the Liberty Mining company;" "To incorporate the Coal River and Ohio mining and manufacturing company, and for other purposes;" and, "To incorporate the Spruce Run manufacturing company."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To extend the time in which a Branch Bank may be established at the town of Lewisburg in Greenbrier county," was taken up.

Mr. Deneale moved that the bill be indefinitely postponed; and, on the question put thereupon, it was decided in the affirmative. Ayes 12—Noes 9.

On motion of Mr. Shackelford, the vote was recorded as follows:

Ayes—Messrs. Rives, Tribble, Daniel, Isbell, Shackelford, Opie, Harvey, Deneale, Grantham, Cowen, Thompson of D. and West—12.

Noes—Messrs. Woods, Thompson of A., Horner, French, Stanard, Crump, Thomas, Layne and Ward—9.

Ordered, That the bill be rejected and that the Clerk inform the House of Delegates thereof.

The following bills were read the third time and passed, viz :

"To incorporate the Coal River and Kanawha mining and manufacturing company," and, "Providing for paving the public lots used in the division of live stock in the city of Richmond."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To amend the act incorporating the Berkeley county Mutual Insurance company," was taken up.

The amendment reported by the committee was agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To incorporate the Fredericksburg Insurance company," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Hollidays Cove and New Cumberland turnpike company," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Concerning the Militia," was taken up.

Mr. Shackelford moved to amend the bill, by striking out the Section exempting Volunteers from Jury service.

On motion of Mr. West,

The Senate then adjourned until to-morrow, nine o'clock.

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SATURDAY, MARCH 29, 1851.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 28, 1851.

The House of Delegates agree to the amendments proposed by the Senate to the bill, entitled, "An act to incorporate the Buford's Gap and Buchanan turnpike company."

They agree to the first, second, fourth, fifth and sixth amendments, and disagree to the third amendment proposed by the Senate to the resolutions relative to the action of South Carolina, on the subject of a proposed Southern Congress.

And have passed bills, entitled, "An act amending certain Sections of Chapter sixty-one of the Code of Virginia, and for other purposes;" "An act for the processioning of lands in the counties of Elizabeth City, Surry, Sussex and Prince George;" "An act concerning special terms of the Circuit Courts in Criminal cases;" "An act authorising the County Court of Nicholas county to borrow money for certain purposes;" "An act concerning the form of Bonds required in proceedings in Civil cases;" "An act authorising the erection of a toll bridge across the Pamunkey river at Taylor's ferry;" "An act making an appropriation to extend the Alleghany and Huntersville turnpike road to Covington;" "An act to regulate the sale of Sweet Potatoes in the county of Northampton, and for other purposes;" "An act to amend the act to incorporate the Grave Creek and Pennsylvania line turnpike company;" "An act to incorporate the Crowl's Gap turnpike company;" "An act to incorporate the Bedford Southside turnpike company;" "An act to incorporate the Roche mining and manufacturing company;" and, "An act to constitute part of Banister river a lawful fence." And have adopted a resolution for a survey for a route for a canal from Pagan Creek to some point on Black Water or Rattlesnake Swamp, in the county of Isle of Wight.

In which bills and resolution they request the concurrence of the Senate.

And they agree to the recommendations of the Committee of Conference on the bill, entitled, "An act in relation to the Lower Appomattox company, and for other purposes;" and request the concurrence of the Senate therein.

The following bills were read the first and second times, and committed to the Committee of Internal Improvement, viz :

"Making an appropriation to extend the Alleghany and Huntersville turnpike road to Covington;" "To amend the act to incorporate the

Grave Creek and Pennsylvania line turnpike company;" "To incorporate the Crowl's Gap turnpike company;" and, "To incorporate the Bedford Southside turnpike company."

The following bills were read the first and second times and committed to the Committee of General Laws, viz:

"Amending certain Sections of Chapter sixty-one of the Code of Virginia, and for other purposes;" "For processioning of lands in the counties of Elizabeth City, Surry, Sussex and Prince George;" "Concerning special terms of the Circuit Courts in Criminal cases;" "Authorising the County Courts of Nicholas county to borrow money for certain purposes;" "Concerning the form of Bonds required in proceedings in Civil cases;" "Authorising the erection of a toll bridge across the Pamunkey river at Taylor's Ferry;" "To regulate the sale of Sweet Potatoes, in the county of Northampton;" "To incorporate the Roche mining and manufacturing company;" and, "To constitute part of Banister river a lawful fence."

The "Resolution for a survey for a route for a Canal from Pagan Creek to some point on Black Water or Rattlesnake Swamp, in the county of Isle of Wight," was twice read and committed to the Committee of Internal Improvement.

Mr. Thompson of A., moved that the Senate insist upon the Senate's third amendment, to the resolutions relative to the action of South Carolina, on the subject of a proposed Southern Congress; and, on the question put thereupon, it was agreed to by the Senate. Ayes 18—Noes 7.

On motion of Mr. Thompson of A., the vote was recorded as follows:

Ayes—Messrs. Rives, Thompson of A., Horner, Kinney, Carlile, Daniel, Carrington, Shackelford, French, Turner, Stanard, Cowen, Crump, Ambler, Thomas, Layne, West and Ward—18.

Noes—Messrs. Dennis, (Speaker,) Woods, Barbee, Opie, Tate, Deneale and Thompson of D.—7.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "Relating to the Huttonsville and Huntersville, and the Alleghany and Huntersville road," without amendment. And bills, "To provide for constructing a road from the Hot Springs in Bath county to Clifton forge in Alleghany county;" and, "To incorporate the Leading creek and Buffalo creek turnpike company," with amendments.

Mr. Ambler, from the Committee of General Laws, to whom was referred the "Resolution to re-let, under certain circumstances, the construction of the Southwestern road," reported the same, with a recommendation, that the Senate insist upon their amendment.

Mr. Rives, from the Committee of Conference, to take into consideration the matters of difference between the two Houses, on the bill, entitled, "An act in relation to the Lower Appomattox company, and for other purposes," made the following report:

The Committee of Conference on the part of the Senate met a committee on the part of the House, to take into consideration the matters of difference between the two Houses, on the bill, entitled, "An act in relation to the Lower Appomattox company, and for other purposes," and

having considered the same, submit the following report concurred in by the committees of both Houses.

That it be recommended to the House of Delegates to recede from their disagreement to the first amendment of the Senate to said bill; and that it be recommended to both Houses further to amend the same Section of the said bill, by striking out the word "through" in the third line, and also by striking out all of said Section after the word "road" in the said third line thereof.

Resolved therefore, That the House of Delegates recede from their disagreement to the said first amendment of the Senate and agree to the same.

Resolved, That the foregoing amendments proposed by the committee, be adopted by each House respectively.

Mr. Cowen, from the committee to whom was committed the bill, "To change the place of holding a separate election in the county of Scott," reported the same, without amendment.

The bill, "Authorising the issue of Coupon Bonds," was taken up as the order of the day.

Mr. Carlile moved that the previous question be now put, and it was sustained by the Senate. Ayes 12—Noes 10.

On motion of Mr. Carlile, the vote was recorded as follows:

Ayes—Messrs. Rives, Kinney, Barbee, Carlile, Daniel, Shackelford, Harvey, Deneale, Crump, Ambler, Thomas and Layne—12.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Tate, French, Turner, Stanard, Cowen, West and Ward—10.

Mr. West moved to pass by the order of the day.

Mr. Carlile moved that the previous question be now put, and it was sustained by the Senate. Ayes 12—Noes 10.

On motion of Mr. Carlile, the vote was recorded as follows:

Ayes—Messrs. Rives, Kinney, Barbee, Carlile, Daniel, Shackelford, Harvey, Deneale, Crump, Ambler, Thomas and Layne—12.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Tate, French, Turner, Stanard, Cowen, West and Ward—10.

The question was then put, upon Mr. West's motion, and it was disagreed to by an equal division of the Senate. Ayes 11—Noes 11.

On motion of Mr. Carlile, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Kinney, Tate, French, Stanard, Thomas, Layne, West and Ward—11.

Noes—Messrs. Rives, Carlile, Daniel, Isbell, Shackelford, Turner, Harvey, Deneale, Cowen, Crump and Thompson of D.—11.

The amendment, reported by the committee, to the bill, "Authorising the issue of Coupon Bonds," was read, and, on the question put thereupon, disagreed to by the Senate.

Mr. Kinney moved to amend the bill, by striking out "five hundred" in the Section and inserting "two thousand," and it was agreed to by the Senate.

On motion of Mr. Kinney the 29th rule was suspended, for the residue of the Session.

Ordered, That Mr. Kinney inform the House of Delegates of the passage of the bill, and request their concurrence in the amendment; and that

He also inform them, that the Senate insist upon their said amendment, to the resolution, "relative to the action of South Carolina on the subject of a proposed Southern Congress."

The bill, "Concerning the Militia," was taken up.

The amendments proposed by the committee being read.

Mr. Carlile moved as an amendment to the amendments, that the 24th and 25th Chapters of the Code of Virginia be repealed.

Mr. Cowen moved that the previous question be now put, and it was ordered.

The question was then put, on Mr. Carlile's amendment, and disagreed to. Ayes 4—Noes 24.

On motion of Mr. Carlile, the vote was recorded as follows:

Ayes—Messrs. Woods, Barbee, Carlile and Thomas—4.

Noes—Messrs. Dennis, (Speaker,) Rives, Triple, Thompson of A., Horner, Kinney, Daniel, Carrington, Isbell, Shackelford, Opie, Tate, French, Turner, Stanard, Harvey Grantham, Edmiston, Cowen, Crump, Thompson of D., Ambler, Layne, West and Ward—24.

The question was put, severally, upon the amendments reported by the committee, and agreed to by the Senate.

The bill, as amended, was read the third time and passed. Ayes 24—Noes 8.

On motion of Mr. Shackelford, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Triple, Kinney, Barbee, Daniel, Carrington, Isbell, Opie, Tate, French, Turner, Stanard, Harvey, Deneale, Grantham, Cowen, Crump, Ambler, Thomas Layne, West and Ward—24.

Noes—Messrs. Thompson of A., Carlile and Shackelford,—8.

Ordered, That Mr. Crump inform the House of Delegates thereof, and request their concurrence in the amendments.

Mr. Ambler, from the Committee of General Laws, reported the following bills, without amendment, viz:

"To regulate the sale of Sweet Potatoes in the county of Northampton, and for other purposes;" "Concerning the form of Bonds required in proceedings in Civil cases;" "Concerning special terms of the Circuit Courts in Criminal cases;" "Authorising the County Courts of Nicholas county to borrow money for certain purposes;" "Authorising the erection of a toll bridge across the Pamunkey river at Taylor's ferry;" "To constitute part of Banister river a lawful fence;" "For the processioning of lands in the counties of Elizabeth City, Surry, Sussex, and Prince George;" and, "Amending and enlarging the corporate authorities of the town of Charlottesville in the county of Albemarle, and for other purposes." And the bill, "To incorporate the Roche mining and manufacturing company," with amendment.

The bill, "To incorporate the Savings Bank in the county of Mercer," was read the third time and passed.

On motion of Mr. French, the title was amended by inserting the word "Princeton."

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "For the relief of **Koons and Dean of the county of Alexandria,**" was read the third time and passed. Ayes 16—Noes 11.

On motion of Mr. Woods, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Barbee, Daniel, Opie, French, Harvey, Deneale, Grantham, Crump, Thompson of D., Thomas, Layne, West and Ward—16.

Noes—Messrs. Woods, Tribble, Kinney, Carlile, Carrington, Isbell, Shackelford, Turner, Stanard, Cowen and Ambler—11.

The bill, "Authorising the appointment of an Agricultural Commissioner and Chemist," was read the third time.

Mr. Barbee moved that it be indefinitely postponed, which was disagreed to by the Senate. Ayes 7—Noes 21.

On motion of Mr. Kinney, the vote was recorded as follows:

Ayes—Messrs. Rives, Horner, Barbee, Carlile, Opie, Turner and Cowen—7.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Kinney, Daniel, Carrington, Isbell, Shackelford, Tate, French, Harvey, Deneale, Grantham, Crump, Thompson of D., Ambler, Thomas, Layne, West and Ward—21.

Mr. Carlile, moved that the previous question be now put, which was sustained by the Senate.

The question was then put, upon the passage of the bill, and decided in the affirmative. Ayes 18—Noes 9.

On motion of Mr. Woods, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Kinney, Carrington, Isbell, Shackelford, French, Stanard, Harvey, Deneale, Grantham, Crump, Ambler, Thomas, West and Ward—18.

Noes—Messrs. Rives, Barbee, Carlile, Daniel, Opie, Tate, Turner, Cowen, and Layne—9.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To authorise the Council of the City of Richmond to subscribe to the stock of the Virginia and Tennessee railroad company, and for other purposes," was read the third time and passed.

Ordered, That Mr. Stanard inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Wheeler:

Mr. Speaker,—The House of Delegates have agreed to the amendment of the Senate to the bill to incorporate the Hollidays Cove and New Cumberland turnpike company," with an amendment; in which they request the concurrence of the Senate.

Mr. Deneale moved that the Senate recede from its amendment, which was agreed to by the Senate.

Mr. Deneale moved that the Senate do disagree to the amendment proposed by the House of Delegates.

Mr. Cowen moved that the previous question be now put, and it was ordered.

The question was then put upon Mr. Deneale's motion, and decided in the negative by an equal division of the Senate. Ayes 11—Noes 11.

On motion of Mr. Deneale, the vote was recorded as follows:

Ayes—Messrs. Thompson of A., Horner, Tate, French, Turner, Deneale, Grantham, Cowen, Ambler, Layne and Ward—11.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Daniel, Shackelford, Stanard, Harvey, Crump, Thompson of D., Thomas and West—11.

The question was then put, upon agreeing to the amendment of the House of Delegates, and decided in the negative by an equal division of the Senate. **Ayes 11—Noes 11.**

On motion of Mr. Shackelford, the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Daniel, Shackelford, Stanard, Harvey, Crump, Thompson of D., Thomas and West—11.

Noes—Messrs. Thompson of A., Horner, Tate, French, Turner, Deneale, Grantham, Cowen, Ambler, Layne and Ward—11.

On motion of Mr. Shackelford, the 4th rule was suspended, and the vote, disagreeing to the amendment of the House of Delegates, reconsidered.

The question was then put, upon agreeing to the amendment of the House of Delegates, and it was agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The following bills were read the third time and passed, viz :

"Amending the act passed March 8th, 1849, entitled, an act to establish a system of Free Schools for King George county;" "To incorporate the Old Dominion Gold Mining company, and amending the act incorporating the Fredericksburg Manufacturing company;" "Relative to the Courthouse for the county of Amelia, and for other purposes;" "Providing for the purchase of a Reel and five hundred feet of Hose for the use of the Capitol and other public buildings, and for other purposes;" and, "To incorporate the Monongalia County Mutual Insurance company, and for other purposes."

Ordered, That Mr. Woods inform the House of Delegates thereof.

Mr. Woods offered the following resolution :

Resolved, That hereafter the previous question shall not be ordered, unless sustained by a vote of two-thirds of the Senate.

Mr. Carlile moved to lay the resolution on the table.

Mr. Stanard moved that the previous question be now put, and it was ordered by the Senate. **Ayes 13—Noes 11.**

On motion of Mr. Stanard, the vote was recorded as follows :

Ayes—Messrs. Tribble, Kinney, Barbee, Carlile, Daniel, Carrington, Isbell, Stanard, Deneale, Grantham, Thompson of D., Thomas and Ward—13.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A., Horner, French, Turner, Crump, Ambler, Layne and West—11.

The question was then put, upon laying on the table, and decided in the negative. **Ayes 16—No 6.**

On motion of Mr. Carlile, the vote was recorded as follows :

Ayes—Messrs. Thompson of A., Kinney, Barbee, Carlile, Daniel, Carrington, Isbell, Stanard, Harvey, Deneale, Grantham, Thompson of D., Thomas, Layne, West and Ward—16.

Noes—Messrs. Dennis, (Speaker,) Woods, Horner, French, Turner and Crump—6.

The bill, "To incorporate the Nicholas, Braxton and Kanawha Elk river Coal mining company, and for other purposes," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following bills were read the third time and passed, viz :

"For the relief of Ann L. Watts of the county of Nelson;" "For the relief of F. P. Redman;" "To incorporate the James River and Clover Hill plank road company;" and, "To amend an act, entitled, an act to provide for extending the Rockymount turnpike company."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Concerning the town of Brownsburg in the county of Rockbridge," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Lynchburg Gas Light company," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate an independent Bank in the town of Fairmont in the county of Marion," was read the third time and passed.—
Ayes 13—Noes 7.

On motion of Mr. Thompson of D. the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Carlile, Tate, Harvey, Crump, Thomas, Layne, West & Ward—13.

Noes—Messrs. Rives, Daniel, Shackelford, French, Deneale, Cowen and Thompson of D.—7.

Ordered, That Mr. Carlile inform the House of Delegates thereof.

The bill, "To incorporate the Bank of the Old Dominion, the Bank of Commerce at Fredericksburg, and the Mechanics and Traders Bank at the city of Norfolk," was read the third time and passed.

Ordered, That Mr. Thomas inform the House of Delegates thereof.

The bill, "To establish Banks at Wheeling, Kanawha and Fincastle," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That Mr. Thomas inform the House of Delegates thereof.

The bill, "Releasing to William Hall the Commonwealth's right to certain lots therein mentioned, and for other purposes," was returned from the House of Delegates with an amendment to the Senate's amendment ; and, on the question being put, upon agreeing to the amendment of the House of Delegates, it was decided in the affirmative. Ayes 11—Noes 10.

On motion of Mr. Shackelford, the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Rives, Daniel, Carrington, Shackelford, Tate, Deneale, Crump, Layne, West and Ward—11.

Noes—Messrs. Thompson of A., Horner, Barbee, French, Tappan, Stanard, Grantham, Cowen, Thompson of D., and Ambler—10.

The bill, "Providing for the construction of a Railroad to the Ohio river, and for other purposes," was taken up as the order of the day.

Mr. Shackelford moved the indefinite postponement of bill and amendments, and, on the question put thereupon, it was decided in the negative. Ayes 11—No 15.

On motion of Mr. Shackelford, the vote was recorded as follows :

Ayes—Messrs. Thompson of A. Horner, Kinney, Carrington, Shackelford, Harvey, Deneale, Grantham, Ambler, Thomas and Layne—11.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Barbee, Daniel, Isbell, Tate, French, Turner, Stanard, Cowen, Crump, Thompson of D., and West—15.

Mr. Isbell moved that the previous question be now put, and it was sustained by the Senate.

The question pending, was on the amendment offered by Mr. Deneale, (to Mr. Kinney's amendment,) to construct a railroad by the State, from Covington to the Ohio river, with a single tract; appropriating five hundred thousand dollars *per annum* out of the public treasury, until the road should be completed.

And, on the question put thereupon, it was rejected by an equal division of the Senators present. Ayes 13—Noes 13.

On motion of Mr. Isbell, the vote was recorded as follows :

Ayes—Messrs. Thompson of A., Horner, Barbee, Carlile, Shackelford, French, Harvey, Deneale, Grantham, Ambler, Thomas, Layne and Ward—13.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Daniel, Carrington, Isbell, Tate, Turner, Stanard, Cowen, Crump, Thompson of D. and West—13.

The question was then put upon Mr. Kinney's amendment proposing to strike out the 7th Section and insert a new 7th Section, increasing the capital stock of the Virginia Central railroad company, by the sum of three millions of dollars, to construct a railroad from Covington to some point on the Ohio river; and, on the question put thereupon, it was agreed to by the Senate. Ayes 15—Noes 13.

On motion of Mr. Shackelford, the vote was recorded as follows :

Ayes—Messrs. Thompson of A., Horner, Kinney, Barbee, Carlile, Shackelford, French, Harvey, Deneale, Grantham, Ambler, Thomas, Layne, West and Ward—15.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Daniel, Carrington, Isbell, Tate, Turner, Stanard, Cowen, Crump and Thompson of D.—13.

The question was then put upon the bill, as amended, and passed by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The following message was received from the House of Delegates by Mr. Stubbs :

Mr. Speaker,—The Committee of the House of Delegates to examine Enrolled Bills, have examined sundry other bills, which are herewith

communicated to the Senate for further examination and signature; and I am instructed to inform the Senate that the House of Delegates adhere to their disagreement to the Senate's third amendment to the Resolution relative to the action of South Carolina, on the subject of a proposed Southern Congress.

Mr. Thompson moved that the Senate insist upon their amendment; and, on the question put thereupon, was disagreed to by the Senate.—Ayes 9—Noes 15.

On motion of Mr. Thompson, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Turner, Crump, Ambler, Thomas and Ward—9.

Noes—Messrs. Tribble, Carlile, Daniel, Carrington, Isbell, Shackelford, Opie, Tate, Stanard, Harvey, Deneale, Cowen, Thompson of D., Layne and West—15.

Mr. Deneale moved that the Senate recede from their amendment; and, on the question put thereupon, it was agreed to by the Senate.—Ayes 13—Noes 9.

On motion of Mr. Deneale, the vote was recorded as follows:

Ayes—Messrs. Carlile, Daniel, Isbell, Shackelford, Opie, Tate, Stanard, Harvey, Deneale, Thompson of D., Layne, West and Ward—13.

Noes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Turner, Grantham, Crump, Ambler and Thomas—9.

The following message was received from the House of Delegates by Mr. Stovall:

Mr. Speaker,—The House of Delegates have passed the bill, "Concerning the Commissioners of the Revenue, and for other purposes;" in which they request the concurrence of the Senate.

The bill was read the first and second times, and committed to the Committee of General Laws.

The following message was received from the House of Delegates by Mr. Wheeler:

Mr. Speaker,—The House of Delegates have passed the bill, "In relation to the transfer of State Stocks owned by decedent non-residents;" in which they request the concurrence of the Senate.

Ordered, That the bill be committed to the Committee of General Laws.

Mr. Deneale, from the Committee of Internal Improvement, reported the following bills and resolution, without amendment, viz:

"Making an appropriation to extend the Alleghany and Huntersville turnpike road to Covington;" "To amend the act to incorporate the Grave Creek and Pennsylvania line turnpike company;" "To incorporate the Bedford Southside turnpike company;" and, "To incorporate the Crowl's Gap turnpike company." And the resolution for a survey for a route for a canal from Pagan Creek to some point on Black Water or Rattlesnake Swamp, in the county of Isle of Wight.

The communication from the Second Auditor, concerning Internal Improvements, was laid upon the table, on motion of Mr. Stanard, and ordered to be printed.

The "Resolution to re-let, under certain circumstances, the construction of the Southwestern road," was taken up, on motion of Mr. Cowen.

Mr. Thompson of D., moved that the Senate adhere to their amendment.

Mr. Stanard moved that the previous question be now put, which was agreed to by the Senate.

The question was then put upon Mr. Thompson's motion to adhere, and it was decided in the affirmative.

Ordered, That Mr. Cowen inform the House of Delegates thereof.

The bill, "Divorcing Mary E. S. Harris from her husband George W. Harris, and for other purposes," was taken up.

On motion of Mr. Deneale, the Senate receded from their amendments.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Authorising the establishment of a Savings Bank and the Independent Bank of Portsmouth," was taken up.

Mr. Rives moved that the main question be now put, which was sustained by the Senate.

The question was then put upon the passage of the bill, and decided in the affirmative. Ayes 15—Noes 5.

On motion of Mr. Shackelford, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Kinney, Barbee, Tate, French, Turner, Harvey, Deneale, Grantham, Crump, Layne, West and Ward—15.

Noes—Messrs. Woods, Daniel, Shackelford, Thompson of D. and Ambler—5.

Ordered, That Mr. Crump inform the House of Delegates thereof.

On motion of Mr. French, the following resolution was agreed to.

Resolved, That the House of Delegates be requested to return the bill, "Establishing a Bank at Lewisburg."

The bill, "To provide for a road from the State road on Mud river to the James and Kanawha turnpike company," was taken up.

The amendment offered, by way of substitute, for the bill, was read; and, on the question put thereupon, agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To provide for a road from the James River and Kanawha turnpike road at or near the mouth of Big Sandy river to Cassville, in the county of Wayne," was taken up.

The amendment, by way of a substitute for the bill, was read; and, on the question put thereupon, agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To amend the act passed March 7th, 1850, entitled, an act to provide for constructing a Bridge over the James river in Botetourt," was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To authorise the Second Auditor to appoint an additional Clerk in his Office," was taken up.

Mr. Carlile moved that the previous question be now put, and it was sustained by the Senate.

Mr. Woods moved that the bill be indefinitely postponed; and, on the question put thereupon, it was disagreed to by the Senate.

The question was then put upon the passage of the bill, and decided in the affirmative. Ayes 22—No 1.

On motion of Mr. Woods, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Kinney, Barbee, Carlile, Daniel, Carrington, Shackelford, Tate, Turner, Stanard, Deneale, Grantham, Crump, Thompson of D., Ambler, Thomas, Layne, West and Ward—22.

No—Mr. Woods—1.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Deneale, from the Committee of Internal Improvement, reported the bill, "To amend an act to incorporate the Boydton and Petersburg plank road company," without amendment.

The bill, "To incorporate the Trustees of the Wellsburg Wharf, in the town of Wellsburg," was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Boyd:

Mr. Speaker,—I am directed by the House of Delegates to return to the Senate the bill, "To extend the time in which a Branch Bank may be established at the town of Lewisburg in Greenbrier county."

Mr. Woods moved to suspend the 4th rule, with a view to reconsider the vote rejecting the said bill; and, on the question put thereupon, it was agreed to by the Senate.

The question was then put upon the passage of the bill and decided in the affirmative.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Incorporating the town of Claysville in the county of Wood," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Luray and Front Royal turnpike company," was taken up.

The amendment, reported by the committee, was agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To incorporate the Marshall Gold Mining company," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Authorising James Gordon, Jr., and Aaron Milbado to build a Bridge across Smith's creek," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the town of Saint Mary in the county of Wood, and for other purposes," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The following bills were read the third time and passed, viz :

"Providing for the collection of tolls on turnpikes sold under a decree of Court;" "To incorporate the Merchants and Mechanics Savings Bank of Wellsburg;" and, "To incorporate the Lisbon Savings Bank, in the county of Bedford."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Legalizing George Hairston's Dam across Smith's river in Franklin," was taken up.

Mr. Turner moved to lay the bill upon the table, and make it the order of the day for Monday at ten o'clock.

The Speaker ruled the motion to be out of order.

Mr. Shackelford moved that the previous question be now put, which was not sustained by the Senate.

The question was then put, upon the passage of the bill, and decided in the affirmative. 12 Ayes—Noes 5.

On motion of Mr. Turner, the vote was recorded as follows :

Ayes—Messrs. Rives, Woods, Thompson of A., Horner, Barbes, Carle, Daniel, Carrington, Stanard, Ambler, Layne and West—12.

Noes—Messrs. Dennis, (Speaker,) Shackelford, Turner, Crump & Ward—5

Ordered, That the Clerk inform the House of Delegates thereof.

The following bills were read the third time and passed, viz :

"Forming the county of Pleasants out of parts of Wood, Tyler and Ritchie," and "To amend the Charter of the City of Richmond, and for other purposes."

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To authorise the Valley mining and Manufacturing company, and the George's creek coal and iron company to construct a branch railroad across the Potomac river and to connect with the Baltimore and Ohio railroad in Hampshire county, Virginia, and for other purposes," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

Mr. Ambler, from the Committee of General Laws, reported a substitute by way of amendment to the following bills, viz :

"Correcting an error in the printed copies of the Code of Virginia, and for other purposes;" "To repeal the tenth and eleventh Sections of the 19th Chapter of the Code of Virginia, and for other purposes;" "Amending the fourth Section, Chapter 176, of the Code of Virginia;" and, "To amend the sixth Section of Chapter seventy of the Code of Virginia."

The said bills were taken up, and the substitute, reported by the committee, agreed to.

The bills, as amended, were read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Suspending the provisions of the forty-second Section of the thirty-eighth Chapter of the Code of Virginia, for a limited time," was taken up.

Mr. Carlile moved that the bill be indefinitely postponed; and then moved that the previous question be now put, and it was refused by the Senate.

The question was then put, upon Mr. Carlile's motion, and decided in the negative. Ayes 3—Noes 16.

On motion of Mr. Carlile, the vote was recorded as follows:

Ayes—Messrs. Thompson of A., Carlile and Deneale.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Horner, Daniel, Carrington, Shackelford, French, Turner, Stanard, Grantham, Crump, Ambler, Layne, West and Ward—16.

Mr. Stanard offered a substitute, by way of amendment to the bill, and it was adopted by the Senate.

The bill, as amended, was read the third time and passed. Ayes 17—Noes 4.

On motion of Mr. Carlile, the vote was recorded as follows:

Ayes—Messrs. Dennis, (Speaker,) Rives, Woods, Horner, Kinney, Daniel, Carrington, Shackelford, French, Turner, Stanard, Grantham, Crump, Ambler, Layne, West and Ward—17.

Noes—Messrs. Thompson of A., Carlile, Deneale and Thomas—4.

The bill, "Explanatory of Chapter 124 of the Code of Virginia, authorising the draining of lands through the lands of others," was taken up.

Mr. Shackelford moved that the bill be indefinitely postponed; and, on the question put thereupon, it was disagreed to by the Senate. Ayes 2—Noes 19.

On motion of Mr. Shackelford, the vote was recorded as follows:

Ayes—Messrs. Carlile and Shackelford—2.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Thompson of A. Horner, Kinney, Daniel, Carrington, French, Turner, Stanard, Deneale, Grantham, Crump, Ambler, Thomas, Layne, West and Ward—19.

The question was then put, upon the passage of the bill, and decided in the affirmative.

Mr. Ambler, from the Committee of General Laws, reported bills, "Concerning Commissioners of the Revenue, and for other purposes," and, "To facilitate the recovery of fugitive slaves," without amendment.

The bill, "To amend that part of the Code of Virginia which relates to attachments against vessels on the Ohio river," was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To amend the twentieth Section of Chapter fourteen of the Code of Virginia, and for other purposes," was taken up.

The amendment reported, by the committee, was agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To provide for constructing a road from the Hot Springs in Bath county to Clifton Forge in Alleghany county," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Leading creek and Buffalo creek turnpike company," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "Relating to the Huttonsville and Huntersville and the Alleghany and Huntersville roads," was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "In relation to the Lower Appomattox company, and for other purposes," was communicated to the Senate from the House of Delegates, with their agreement to the report of the Committee of Conference.

Mr. Rives moved that the Senate agree to the report of the Committee of Conference; and it was agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The following bills were read the third time and passed, viz :

"To change the place of holding a separate Election in the county of Scott," and, "To amend an act to incorporate the Boydton and Petersburg plank road company."

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Thompson of A.,

The Senate then adjourned until Monday next, nine o'clock.

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MONDAY, MARCH 31, 1851.

The following communication was received from the House of Delegates by their Clerk: *In the House of Delegates, March 29, 1851.*

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act authorising the payment of a sum of money to George Rabbitt of the county of Fauquier;" "An act to incorporate the Cross Roads and Summit Point turnpike company;" "An act to incorporate the Jeffersonville Bank in the county of Tazewell and the Wappacomo Savings Bank;" "An act imposing a tax on Dogs, in the county of Middlesex;" "An act granting a subterranean right of way to owners of coal land in rear of a mountain or hill;" "An act to incorporate the Newark turnpike company;" "An act to amend the act incorporating the Berkeley County Mutual Insurance company;" "An act to incorporate the Fredericksburg Insurance company;" "An act authorising the issue of Coupon Bonds;" "An act to establish Banks at Wheeling, Kanawha and Fincastle" and "An act to establish an Independent Bank in the town of Fairmont, in the county of Marion."

And have passed a bill, entitled, "An act to amend an act to incorporate the Boydton and Petersburg plank road company:" In which they request the concurrence of the Senate.

Mr. Layne, from the Committee to examine Enrolled Bills, reported that the committee had examined sundry other such bills, which were found duly enrolled.

The Speaker then signed the following Enrolled Bills:

- An act authorising an increase of the capital stock of the Junction Valley turnpike company by private subscription, and for other purposes.
- An act to amend the act of March 19th, 1850, entitled, an act to provide for the construction of a bridge across New river in Giles county.
- An act for the relief of William O. Jordan.
- An act to incorporate the Merchants and Mechanics saving bank of the city of Norfolk, and for other purposes.
- An act to incorporate the Old Dominion gold mining company, and amending the act incorporating the Fredericksburg manufacturing company.
- An act relative to the courthouse of the county of Amelia, and for other purposes.
- An act to amend the eleventh section of chapter 108 of the Code of Virginia.
- An act releasing to J. Louis Kinzer the Commonwealth's right to a lot of land in the town of Alexandria.
- An act to incorporate the Jefferson and Frederick turnpike company.
- An act to incorporate the Staunton and North river Gap turnpike company.
- An act for the relief of G. W. Cowdery of the city of Norfolk, for quarantine services for 1849.
- An act incorporating the Louisa gold mining company.
- An act refunding to the treasurer of the Northumberland academy, a certain sum of money.
- An act to extend the charter of the Merchants and Mechanics bank of Wheeling.
- An act for the relief of the collecting officers of Gilmer county.
- An act for the relief of Henry Thomas of the county of Rockingham, and for other purposes.
- An act forming the county of Craig out of parts of Botetourt, Roanoke, Giles and Monroe.
- An act to incorporate the Newark turnpike company.
- An act to amend the act incorporating the Berkeley county mutual insurance company.
- An act providing for paving the public lots used in the division of live stock in the city of Richmond.
- An act imposing a tax on dogs in the county of Middlesex.
- An act granting a subterranean right of way to owners of coal land in rear of a mountain or hill.
- An act incorporating the town of Harper's ferry in the county of Jefferson.
- An act divorcing Henry L. Stephens from his wife Rebecca Jane.
- An act divorcing Ann Rebecca Beazley from her husband Isaac M. Beazley.
- An act to incorporate the Buford's Gap and Buchanan turnpike company.
- An act to authorise the Valley mining and manufacturing company, and the George's creek coal and iron company, to construct branch railroads across the Potomac river, and to connect with the Baltimore and Ohio railroad in Hampshire county Virginia, and for other purposes.
- An act authorising the appointment of an agricultural commissioner and chemist.
- An act amending the act passed March 8, 1849, entitled, an act to establish a system of district free schools for King George county.
- An act to incorporate the Nicholas, Braxton and Kanawha Elk river coal mining company, and for other purposes.
- An act to authorise the Second Auditor to appoint an additional clerk in his office.
- An act to extend the time in which a branch bank may be established at the town of Lewisburg in Greenbrier county.
- An act explanatory of chapter 124 of the Code of Virginia, authorising the draining of lands through the lands of others.
- An act to amend that part of the Code of Virginia which relates to attachments against vessels on the Ohio river.
- An act to incorporate the Marshall gold mining company.
- An act allowing James Gordon, jr., and Aaron Milhado to build a bridge across Smith's creek.
- An act concerning the town of Brownsburg in the county of Rockbridge.
- An act to regulate the sale of Sweet Potatoes in the county of Northampton, and for other purposes.
- An act to amend the act to incorporate the Grave creek and Pennsylvania line turnpike company.
- An act to incorporate the Lynchburg Gas light company.
- An act for the relief of F. P. Redman.
- An act to incorporate the James river and Clover Hill plank road company.

- An act to amend an act passed March 7, 1850, entitled, an act to provide for constructing a bridge over the James river in Botetourt county.
- An act providing for the purchase of a reel and five hundred feet of hose for the use of the Capitol and other public buildings, and for other purposes.
- An act for the relief of Ann S. Watts of Nelson county.
- An act to incorporate the Luray and Front Royal turnpike company.
- An act to incorporate the Great Western mining and manufacturing company.
- An act authorising the Valley turnpike company to suspend the declaration of dividends out of revenue of said company, until its liabilities are fully paid and discharged.
- An act to place the real estate of the Belmont iron works company on the footing of personal estate.
- An act making an appropriation to extend the Alleghany and Huntersville turnpike road to Covington.
- An act in relation to the transfer of State and other stocks not owned by decedent non-residents.
- An act to incorporate the Bedford Southside turnpike company.
- An act to amend the charter of the City of Richmond, and for other purposes.
- An act incorporating the town of Claysville in the county of Wood.
- An act incorporating the Trenton savings bank in the county of Mercer.
- An act to provide for a road from the State road on Mud river, to the James river and Kanawha turnpike road in Cabell county, and to incorporate the Black Water turnpike company.
- An act for the relief of Koons and Dean of the county of Alexandria.
- An act to incorporate the Coal river and Kanawha mining and manufacturing company.
- An act to incorporate the Spruce Run manufacturing company.
- An act to incorporate the Bank of the Old Dominion, the Bank of Commerce at Fredericksburg, and the Mechanics and Traders Bank of the City of Norfolk.
- An act to incorporate the Gulph Mills bridge company.
- An act to incorporate the Coal river bridge company.
- An act to incorporate the Wellsburg glass company, and for other purposes.
- An act to incorporate the Coal river and Ohio mining and manufacturing company, and for other purposes.
- An act incorporating the York river steam navigation company.
- An act divorcing George Johnston from his wife Susannah.
- An act divorcing John C. Johnson from his wife Elisabeth, and Mary A. Hilliard from her husband Benjamin.
- An act to incorporate the town of Saint Mary in the county of Wood, and for other purposes.
- An act to authorise the Council of the City of Richmond, to subscribe to the stock of the Virginia and Tennessee railroad company, and for other purposes.
- An act to incorporate the Central Bank of Virginia.
- An act to incorporate the Rockingham male and female seminary.
- An act to incorporate the Harrisonburg and Franklin turnpike company.
- An act concerning the Militia.
- An act for the relief of J. M. Stewart.
- An act to incorporate the Monongalia county mutual insurance company, and for other purposes.
- An act amending the Code of Virginia.
- An act to amend an act to incorporate the Ravenswood and Reedy turnpike company passed February 18, 1850.
- An act divorcing Anna Woolfolk from her husband Bentley B. Woolfolk.
- An act to incorporate the Hampshire coal and iron company.
- An act increasing the capital stock of the Virginia Central railroad company.
- An act to incorporate the Union Hall turnpike company.
- An act explanatory of the act passed February 25, 1851, entitled, an act to change the rates of pilotage on certain vessels, and for other purposes.
- An act in relation to dams across McKim Creek in Tyler county.
- An act to incorporate the Pleasant Valley iron manufacturing company in the county of Barbour.
- An act changing the times of holding the Circuit Courts for the counties of Marion and Lewis.
- An act to incorporate the Jeffersonville bank in the county of Tazewell, and the Wappacomo savings bank.
- An act to incorporate the Cross Road and Summit Point turnpike company.
- An act for the relief of George Rabbitt, of the county of Fauquier.
- An act to incorporate the Boydton savings bank, and for other purposes.
- An act concerning the Virginia Military Institute.
- An act to incorporate the Fincastle and Covington turnpike company.
- An act to amend the act passed March 16, 1849, entitled, an act incorporating the Warrenton and Rappahannock turnpike company.
- An act to increase the capital stock of the Hazel river navigation company.

Ordered, That the Clerk inform the House of Delegates thereof, and return the said bill to that House.

The bill, "To place the real estate of the Belmont Iron Works company on the footing of personal property," was taken up.

On motion of Mr. West, the bill was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Authorising the Valley turnpike company to suspend the declaration of dividends out of the revenues of said company, until its liabilities are fully paid and discharged," was taken up.

On motion of Mr. Deneale, the bill was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "In relation to the transfer of State and other stocks owned by decedent non-residents," was taken up.

On motion of Mr. Stanard, the bill was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Making an appropriation to extend the Alleghany and Huntersville turnpike road to Covington," was taken up, read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To increase the capital stock of the Howardsville and Rockfish turnpike company," was taken up.

On motion of Mr. Thompson of A., the amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

On motion of Mr. Thompson, the 29th rule was suspended in relation to all the bills passed.

Ordered, That Mr. Thompson inform the House of Delegates thereof, and request their concurrence in the amendments.

The bill, "To incorporate the Grave Creek and Pennsylvania turnpike company," was taken up.

Mr. French offered an amendment to appropriate ten thousand dollars, for the purpose of completing the Giles, Fayette and Kanawha turnpike.

Mr. Carlile moved that the previous question be now put, and it was sustained.

The question was then put upon Mr. French's amendment, and rejected by the Senate. Ayes 7—Noes 13.

On motion of Mr. Carlile, the vote was recorded as follows :

Ayes—Messrs. Barbee, Carrington, Shackelford, Tate, French, Layne and Ward—7.

Noes—Messrs. Dennis, (Speaker,) Rives, Thompson of A., Horner, Carlile, Daniel, Stanard, Deneale, Grantham, Thompson of D., Ambler, Thomas and West—13.

The bill, "To incorporate the Trustees of the South Branch Academeical Institute, was taken up, on motion of Mr. Barbee.

Mr. Deneale offered amendments to the bill, which were agreed to by the Senate.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendment.

The bill, "To regulate the sale of Sweet Potatoes in the county of Northampton, and for other purposes," was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The following bills were read the third time and passed, viz :

"To incorporate the Bedford Southside turnpike company;" "To facilitate the recovery of fugitive slaves;" "To incorporate the Crowl's Gap turnpike company;" "Concerning the special terms of the Circuit Courts in Criminal cases;" "Authorising the County Court of Nicholas county to borrow money for certain purposes;" and, "Authorising the erection of a toll bridge across the Pamunkey river at Taylor's ferry;"

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "To constitute Banister river a lawful fence," was taken up; and, on motion of Mr. Deneale, laid upon the table.

The bill, "Concerning the form of Bonds required in proceedings in Civil cases," was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The "Resolution for a survey of a route for a canal from Pagan Creek to some point on Black Water or Rattlesnake Swamp, in the county of Isle of Wight," was taken up, read and agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "For the processioning of lands in the counties of Elizabeth City, Surry, Sussex and Prince George," was taken up and read the third time.

Mr. Deneale moved that the previous question be now put, and it was ordered by the Senate.

The question, was then put, upon the passage of the bill, and decided in the negative. Ayes 7—Noes 10.

On motion of Mr. Deneale, the vote was recorded as follows :

Ayes—Messrs. Rives, Horner, Daniel, Tate, Crump, Thompson of D., and West—7.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Kinney, Carrington, Shackelford, Stanard, Deneale, Grantham and Ambler—10.

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Montague :

Mr. Speaker,—The House of Delegates have passed the bill, "Providing for taking the sense of the Citizens of Middlesex county upon the removal of the Seat of Justice of said county:" in which they request the concurrence of the Senate.

The bill was read the first and second times and committed to the Committee of General Laws.

The bill, "To incorporate the Roche mining and manufacturing company," was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Amending certain Sections of Chapter sixty-one of the Code of Virginia," and for other purposes," was taken up.

The amendments, reported by the committee, were agreed to.

The bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof, and request their concurrence in the amendments.

Mr. Ambler, from the Committee of General Laws, reported the bill, "Providing for taking the sense of the Citizens of Middlesex county

upon the removal of the Seat of Justice of said county," reported the same without amendment.

The bill was then read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The bills, "Amending and enlarging the corporate authorities of the town of Charlottesville, and for other purposes," and "To constitute part of Batistier river a lawful fence," were read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Campbell :

Mr. Speaker,—The House of Delegates have adopted a resolution to postpone the adjournment of the General Assembly, until to-morrow.

Mr. Stanard moved that the previous question be now put, which was sustained by the Senate. Ayes 11—Noes 11.

On motion of Mr. Stanard, the vote was recorded as follows :

Ayes—Messrs. Thompson of A., Horner, Kinney, Carlile, Daniel, Carrington, Stanard, Deneale, Grantham, Thompson of D., & Thomas—11.

Noes—Messrs. Dennis, (Speaker,) Rives, Woods, Tribble, Shackelford, Tate, French, Crump, Ambler, Layne and West—11.

Mr. Carlile moved that the resolution be indefinitely postponed.

Mr. Stanard moved that the previous question be now put, which was agreed to by the Senate.

The question was then put, upon agreeing to the resolution, and it was decided in the affirmative. Ayes 13—Noes 7.

On motion of Mr. Carlile, the vote was recorded as follows :

Ayes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Carlile, Daniel, Carrington, Shackelford, French, Stanard, Thompson of D., Ambler and Thomas—13.

Noes—Messrs. Rives, Woods, Tribble, Deneale, Crump, Layne and West—7.

On motion of Mr. Deneale,

The Senate took a recess until four o'clock.

The following communication was received from the House of Delegates by their Clerk :

In the House of Delegates, March 29, 1851.

The House of Delegates recede from its amendment, to the amendment proposed by the Senate to the "Resolution to re-let, under certain circumstances, the construction of the Southwestern road," and agree to the amendment of the Senate thereto.

The following message was received from the House of Delegates by Mr. Crutchfield :

Mr. Speaker,—The House of Delegates have adopted the following resolution :

Resolved, That the Senate be informed that the business, already acted upon by this House and the Senate, and that to be acted upon from the Senate, cannot be perfected this day.

The following message was received from the House of Delegates by Mr. Pitman :

Mr. Speaker,—The House of Delegates disagree to the amendments of the Senate to the bill, "Amending certain Sections of Chapter sixty-one of the Code of Virginia, and for other purposes."

Mr. Stanard moved that the Senate insist upon their first and third amendment; and, on the question put thereupon, it was agreed to by the Senate.

Mr. Deneale moved that the Senate recede from their second amendment.

Mr. Carlile moved that the previous question be now put, which was refused by the Senate. Ayes 6—Noes 12.

On motion of Mr. Carlile, the vote was recorded as follows:

Ayes—Messrs. Barbee, Deneale, Grantham, Crump, Layne & West—6.

Noes—Messrs. Dennis, (Speaker,) Woods, Tribble, Thompson of A., Kinney, Daniel, Shackelford, French, Turner, Stanard, Ambler and Thomas—12.

The question was then put upon Mr. Deneale's motion, and agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Jackson:

Mr. Speaker,—The House of Delegates agree to the amendments of the Senate, with amendments, to the act "Amending the Code of Virginia."

Mr. Ambler moved that the Senate disagree to the amendment of the House of Delegates.

Mr. Carlile moved that the main question be now put, and it was sustained by the Senate.

The question was then put, upon Mr. Ambler's motion, and sustained by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. August:

Mr. Speaker,—The House of Delegates have passed a bill, "Authorizing the appointment of a Secretary to the Board of Public Works," and they disagree to the amendments of the Senate to the bill "To incorporate the Trustees of the South Branch Academical Institute;" in which they request the concurrence of the Senate.

Mr. Barbee moved that the Senate adhere to their amendment, to the bill, "To incorporate the Trustees of the South Branch Academical Institute," which was disagreed to by the Senate. Ayes 8—Noes 12.

On motion of Mr. Barbee, the vote was recorded as follows:

Ayes—Messrs. Barbee, Shackelford, Tate, Deneale, Grantham, Layne, West and Ward—8.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Kinney, Carlile, Daniel, Turner, Stanard, Crump, Thompson of D., Ambler and Thomas—12.

Mr. Ambler moved that the Senate recede from their amendment, and it was agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The bill, "Authorising the appointment of a Secretary to the Board of Public Works," was read the first and second times and committed to the Committee of General Laws.

The following message was received from the House of Delegates by Mr. August :

Mr. Speaker,—The House of Delegates have adopted a resolution authorising the Treasurer to appoint a person to sign Coupon Bonds. And a resolution for causing to be printed and distributed certain Muster Rolls of the Militia and Volunteers of the State ; in which they request the concurrence of the Senate.

The said resolutions having been read,

Mr. Carlile moved that the resolution, authorising the Treasurer to appoint a person to sign Coupon Bonds, be indefinitely postponed ; and, on the question put thereupon, it was agreed to by the Senate.

Ordered, That the resolution be rejected, and that the Clerk inform the House of Delegates thereof.

The resolution for causing to be printed and distributed certain Muster Rolls of the Militia and Volunteers of the State, was taken up ; and, on the question put thereupon, agreed to by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

Mr. Crump offered the following resolution :

Resolved, That the House of Delegates be requested to return to the Senate the resolution of the House in relation to the adjournment of the General Assembly disagreed to on this day by the Senate.

Mr. Carlile offered the following resolutions as an amendment to the resolution of Mr. Crump.

Resolved, That the order for the adjournment of the General Assembly on to-day, be rescinded, and that when the Senate adjourns on to-morrow, the first day of April, it will adjourn, with the consent of the House of Delegates, to meet again on the second Monday in January next ; and that when the House of Delegates adjourns on to-morrow, the first day of April, it will adjourn *sine die*.

Resolved, That the House be informed, that no bill, not heretofore acted upon, will, from and after two o'clock, be acted upon by the Senate.

On the question being put, upon Mr. Carlile's amendment, it was rejected by the Senate. Ayes 5—Noes 14.

On motion of Mr. Carlile, the vote was recorded as follows :

Ayes—Messrs. Kinney, Barbee, Carlile, Thomas and Layne—5.

Noes—Messrs. Dennis, (Speaker,) Woods, Thompson of A., Daniel, Shackelford, Tate, French, Turner, Stanard, Deneale, Grantham, Crump, Thompson of D. and West—14.

The question was then put, upon Mr. Crump's resolution, and rejected by the Senate. Ayes 6—Noes 15.

On motion of Mr. Shackelford, the vote was recorded as follows :

Ayes—Messrs. Woods, Tribble, Barbee, Crump, Layne and West—6.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Kinney, Carlile, Daniel, Shackelford, Tate, French, Turner, Stanard, Deneale, Grantham, Thompson of D., Ambler and Thomas—15.

Mr. Ambler, from the Committee of General Laws, reported the bill, "Authorising the appointment of a Secretary to the Board of Public Works," without amendment.

The bill was then read the third time.

Mr. Woods moved that the bill be indefinitely postponed; and, on the question put thereupon, it was rejected by the Senate. Ayes 2—Noes 18.

On motion of Mr. Carlile, the vote was recorded as follows:

Ayes—Messrs. Woods and Thomas—2.

Noes—Messrs. Dennis, (Speaker,) Thompson of A., Horner, Kinney, Barbee, Carlile, Daniel, Shackelford, Tate, French, Turner, Deneale, Grantham, Crump, Ambler, Layne, West and Ward—18.

The question was then put, upon the passage of the bill, and decided in the affirmative.

Ordered, That the Clerk inform the House of Delegates thereof.

The following message was received from the House of Delegates by Mr. Taliaferro:

Mr. Speaker,—The House of Delegates have passed the bill, entitled, "An act to prevent the planting of Oysters, within the limits of the State, by non-residents, and for other purposes."

The said bill, being delivered in, was read the first and second times, and committed to the Committee of General Laws—who had leave to sit during the Session of the Senate.

Mr. Ambler, from the Committee of General Laws, reported the said bill, without amendment.

Ordered, That the bill be read the third time.

The bill was read the third time and passed.

Ordered, That the Clerk inform the House of Delegates thereof.

On motion of Mr. Ambler, the Senate took a recess until 8 o'clock.

Mr. Thompson, from the Committee to examine Enrolled Bills, reported that the committee had examined sundry other such bills, which were found truly enrolled.

The following communication was received from the House of Delegates by their Clerk:

In the House of Delegates, March 31, 1861.

The House of Delegates agree to the amendments proposed by the Senate to the bills, entitled, "An act incorporating the town of Claysville in the county of Wood;" "An act to incorporate the Luray and Front Royal turnpike company;" "An act to incorporate the Marshall Gold Mining company;" "An act to incorporate the Trenton Savings Bank in the county of Mercer;" "An act to incorporate the Great Western Mining and Manufacturing company;" "An act to incorporate the Nicholas, Braxton and Kanawha Elk river Coal mining company, and for other purposes;" "An act concerning the town of Brownsburg in the county of Rockbridge;" "An act to incorporate the Lynchburg Gas Light company;" "An act to provide for a road from the State road on Mud river to the James river and Kanawha turnpike road in Cabell county, and to incorporate the Blackwater turnpike company;" "An act to provide for a road from the James river and Kanawha turnpike road, at or near the mouth of the Big Sandy river to Cassville in the county of Wayne;" "An act to authorise the Valley mining and Manufacturing company, and the

George's creek coal and iron company to construct a branch railroad across the Potomac river and to connect with the Baltimore and Ohio railroad in Hampshire county, Virginia, and for other purposes;" "An act to incorporate the town of Saint Mary in the county of Wood, and for other purposes;" and, "An act allowing James Gordon, Jr., and Aaron Milhado to build a Bridge across Smith's creek." They recede from their amendment to the Senate's amendment to the bills, entitled, "An act correcting an error in the printed copies of the Code of Virginia, and for other purposes;" "An act to repeal the tenth and eleventh Sections of the 19th Chapter of the Code of Virginia, and for other purposes;" "An act amending the 4th Section, Chapter 176, of the Code of Virginia;" and, "An act to amend the 6th Section of Chapter seventy of the Code of Virginia," and agree to the Senate's amendment thereto. They agree, also, to the amendments proposed by the Senate to the bills, entitled, "An act allowing bail in certain cases;" "An act suspending the provisions of the forty-second Section of the thirty-eighth Chapter of the Code of Virginia, for a limited time;" "An act to amend the twentieth Section of Chapter fourteen of the Code of Virginia, and for other purposes;" "An act to provide for constructing a road from the Hot Springs in Bath county to Clifton Forge in Alleghany county;" "An act to incorporate the Leading creek and Buffalo creek turnpike company;" "An act authorising the establishment of a Savings Bank and the Independent Bank of Portsmouth;" and, "An act to increase the capital stock of the Howardville and Rockfish turnpike company."

They recede from their disagreement to the amendments proposed by the Senate to the bill, entitled, "An act amending certain Sections of Chapter sixty-one of the Code of Virginia, and for other purposes," and agree to the same.

The bill, "To amend the act, entitled, an act prohibiting the Brands used by one Manufacturer of Tobacco from being used by another," was taken up, on motion of Mr. Stanard; and, on the question put thereupon, was rejected by the Senate.

Ordered, That the Clerk inform the House of Delegates thereof.

The Speaker then signed the following Enrolled Bills:

- An act to incorporate the Snow Creek and Hales Ford turnpike company.
- An act to incorporate the Fredericksburg insurance company.
- An act extending the corporate limits of the town of Fredericksburg.
- An act to establish an independent bank in the town of Fairmont in the county of Marion.
- An act to establish banks at Wheeling, Kanawha, and Fincastle.
- An act to incorporate the Fayette and Blue Sulphur springs turnpike company.
- An act to incorporate the Saint Mary's turnpike company.
- An act to incorporate the Merchants bank of Virginia.
- An act making it felony to steal a child from the person having lawful charge of such child.
- An act to increase the capital stock of the Hardy and Winchester turnpike company.
- An act to widen and complete the Sistersville and Salem turnpike company.
- An act for the relief of John Avis of the county of Jefferson.
- An act for the relief of Thomas Fife.
- An act for the relief of Robert Allison.
- An act legalising George Hairton's dam across Smiths river in Franklin.
- An act forming the county of Pleasants out of parts of Wood, Tyler and Ritchie.
- An act concerning commissioners of the revenue, and for other purposes.
- An act to change the place of holding a separate election in the county of Scott.
- An act relating to the Huntousville and Huntersville and Alleghany and Huntersville roads.
- An act to amend an act to incorporate the Boydton and Petersburg plank road company.
- An act to incorporate the Merchants and Mechanics savings bank of Wellsburg.

An act to incorporate the Lisbon savings bank in the county Bedford.

An act to incorporate the trustees of the Wellsburg wharf in the town of Wellsburg.

An act providing for the collection of tolls on turnpike companies sold under a decree of court.

An act increasing the capital stock of the Richmond and Danville railroad company.

An act to revive an act, entitled, an act to incorporate the Reed Creek manufacturing company in the county of Wythe, passed March 18, 1841.

An act to authorise a sale of a part of the tract of land in Wythe county belonging to the Lutheran and German Reformed Church.

An act divorcing Sarah F. Wilson from her husband John Wilson, and Balthazar Sperat Du Veyriere from his wife Jane R.—And,

An act to incorporate the Alexandria and Fredericksburg railroad company.

Ordered, That the Clerk inform the House of Delegates thereof, and return the said bills to that House.

Mr. Kinney in the Chair.

Mr. Crump offered the following resolution :

Resolved, That the thanks of the Senate be, and are hereby tendered to William H. Dennis, Esq., Speaker of the Senate, for the faithful and impartial manner in which he has discharged the duties of the Chair during the present Session.

And, on the question put thereupon, it was unanimously agreed to by the Senate.

The following message was received from the House of Delegates by Mr. Dorman :

Mr. Speaker,—The House of Delegates having finished the business before them, are now ready to adjourn *sine die*.

Ordered, That Mr. Crump inform the House of Delegates thereof, that the Senate are ready to adjourn, until the second Monday in January next.

The Speaker delivered an appropriate address and pronounced,
The Senate adjourned until the second Monday in January next.

MEMBERS OF THE SENATE OF VIRGINIA,

Who served at the Session commencing the 2d day December, 1850, and ending the 31st day of March, 1851.

FIRST CLASS.

| | |
|---|--------------------|
| Amelia, Powhatan, Chesterfield, and the town of <i>Petersburg</i> , | Francis E. Rives. |
| Bedford and <i>Franklin</i> , | Robert T. Woods. |
| Spottsylvania, Caroline and <i>Essex</i> , | Austin M. Tribble. |
| Albemarle, Nelson, and <i>Amherst</i> , | John Thompson, Jr. |
| <i>Fauquier</i> , and Prince William, | Inman Horner. |
| <i>Augusta</i> , and Rockbridge, | William Kinney. |
| Shenandoah, <i>Hardy</i> , Page, and Warren, | Gabriel T. Barbee. |
| Monongalia, Preston, <i>Barbour</i> , Marion, and Taylor, | John S. Carlie. |

SECOND CLASS.

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|---|--------------------|
| Ile of Wight, <i>Prince George</i> , Southampton, Surry, and Sussex, | Thomas H. Daniel. |
| <i>Mecklenburg</i> , and Halifax, | Tucker Carrington. |
| Buckingham, Appomattox, <i>Cumberland</i> , and Campbell, | Thomas M. Isbell. |
| <i>Accomack</i> , Northampton, Elizabeth City, York, Warwick, Williamsburg, | Edward P. Pitts. |
| <i>Culpeper</i> , Madison, Orange, Rappahannock, and Greene, | Henry Shackelford. |
| Frederick, <i>Jefferson</i> , and Clarke, | Hierome L. Opie. |
| Tazewell, Wythe, Grayson, <i>Smythe</i> , Carroll, and Pulaski, | Thomas M. Tate. |
| Greenbrier, Monroe, <i>Giles</i> , Montgomery, Floyd, Mercer, and Pulaski, | William H. French. |

THIRD CLASS.

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| <i>Charlotte</i> , Lunenburg, Nottoway, Prince Edward, and Appomattox, | William H. Dennis, |
| | (<i>Speaker.</i>) |
| <i>Patrick</i> , Henry, and Pittsylvania, | Crawford Turner. |
| Charles City, James City, New Kent, Henrico, and <i>City of Richmond</i> , | Robert C. Stanard. |
| Stafford, King George, <i>Westmoreland</i> , Richmond, Lancaster, and Northumberland, | } Joseph Harvey. |
| <i>Rockingham</i> , and Pendleton, | |
| <i>Berkeley</i> , Morgan, and Hampshire, | George E. Deneale. |
| Harrison, <i>Lewis</i> , Wood, Braxton, Ritchie, Taylor, Doddridge, Gilmer, and Wirt, | Moses S. Grantham. |
| Washington, <i>Russell</i> , Scott, and Lee, | } Matthew Edmiston. |
| | |
| | George Cowen. |

FOURTH CLASS.

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| Norfolk, <i>Nansemond</i> , Princess Anne, and Norfolk City, | John C. Crump. |
| Brunswick, <i>Dinwiddie</i> , and Greenesville, | Wm. F. Thompson. |
| King and Queen, King William, <i>Gloucester</i> , Matthews, and Middlesex, | John W. C. Catlett. |
| Fluvanna, Goochland, <i>Louisa</i> , and Hanover, | William M. Ambler. |
| Loudoun, <i>Fairfax</i> , and Alexandria, | Henry W. Thomas. |
| <i>Alleghany</i> , Bath, Pocahontas, Botetourt, Roanoke, and Highland, | Douglass B. Layne. |
| Brooke, Ohio, <i>Tyler</i> , Marshall, Doddridge, Wetzell, and Hancock, .. | James G. West. |
| <i>Kanawha</i> , Mason, Cabell, Fayette, <i>Logan</i> , Wayne, Nicholas, Jackson, Putnam, Boone, and Wyoming, | } Vermont Ward. |
| | |

SUBSTITUTE

For the Act to Incorporate York River Steam Navigation and Plank Road Company.

York River Steam Navigation Company.

1. *Be it enacted by the General Assembly,* That G. W. Bassett, 2 William Boulware, Braxton Garlick, E. P. Meredith, J. D. Christian, 3 William Ratcliffe, John S. Lacy, William C. Smith, Richard G. Smith 4 and W. R. C. Douglass their associates and successors shall be and 5 they are hereby Incorporated and made a Body Politic and Corporate, 6 by the name and style of the York River Steam Navigation Company, 7 and by that name shall have perpetual succession and a common seal; 8 may sue and be sued, plead and be impleaded, and purchase, hold 9 and convey property real and personal, subject to the Provisions of 10 the fifty-sixth, fifty-seventh and sixty-first chapters of the Code of 11 Virginia, so far as applicable.

2. The Capital Stock of said Company shall be divided into Shares 2 of twenty dollars each, and shall not exceed twenty-five thousand 3 Shares to be subscribed for, and disposed of from time to time in such 4 manner as the Resolutions or By-Laws of the Company made in pur- 5 suance of this Charter shall provide.

3. The said Company shall have power and authority, and the same 2 are hereby conferred upon them to Navigate by Steam York River 3 and its tributaries, Pamunky and Mattapony, and to remove all obstruc- 4 tions to the navigation of said Rivers, and shall commence their opera- 5 tions within three years from the passage of this Act, otherwise all 6 their rights, powers and privileges under the same shall cease: *It is,* 7 *also, further Provided,* That the privileges hereby conferred shall not 8 interfere with those heretofore granted to others.

4. This Act shall be in force from its passage.

[*Bill No. 2.*]

AN ACT

To incorporate the York River Steam Navigation and Plank Road Company.

1. *Be it enacted by the General Assembly,* That G. W. Bassett, 2 Wm. Boulware, Braxton Garlick, E. P. Meredith, J. D. Christian, Wm. 3 Ratcliffe, Sam'l Norment, John S. Lacy, Wm. C. Smith, Rob. G. Smith 4 and W. R. C. Douglass their executors, administrators and assigns, 5 shall be and are hereby Incorporated and made a body politic by the 6 name and style of "The York River Steam Navigation and Plank Road 7 Company," and by that name shall have perpetual succession and a 8 common seal; may sue and be sued, plead and be impleaded, and 9 purchase, and hold and convey property real and personal, subject to 10 the Provisions of the Code of Virginia, chapters fifty-sixth, fifty-seventh 11 and sixty-one, so far as applicable.

2. The Capital Stock of said Company shall be divided into Shares 2 of twenty dollars each, and shall not exceed twenty-five thousand 3 Shares to be subscribed for, and disposed of from time to time in such 4 manner as the Resolutions or By-Laws of the Company made in pur- 5 suance of this Charter shall provide.

3. The said Company shall have power and authority, and the same 2 are hereby conferred upon them to remove all obstructions to the Navi- 3 gation of said rivers, and shall commence their operations within five 4 years from the passage of this Act, otherwise all their rights, powers 5 and privileges under this act, shall cease: *Provided,* That the privi- 6 leges hereby conferred shall not interfere with those heretofore granted.

4. The said company shall have the further privilege to construct such 2 plank roads from any of their wharves or depots which they may 3 establish on said rivers, to connect their steamers with the towns and 4 cities in the interior of the State not exceeding fifty miles, and with 5 the privilege of substituting for such plank roads, railroads should 6 their means allow them, subject to the chapters fifty-six, fifty-seven and 7 sixty-one, of the Code as heretofore recited.

4. This Act shall be in force from its passage.

AN ACT

To postpone the Elections for the present year, and for other purposes.

1. *Be it enacted by the General Assembly,* That the elections of members of the House of Representatives of the Congress of the United States, from the State of Virginia, shall be postponed until the second Thursday in August next, and shall be conducted under the provisions of the Code of Virginia, and be continued for the space of three days.

2. The elections for members of the General Assembly of Virginia, shall be postponed until the first Thursday in November next, and be conducted in accordance with the provisions of the Code of Virginia, except so far as the same may be altered or repealed by an amended Constitution or any ordinance or schedule appended thereto.

3. It shall be lawful for the convention now assembled in the City of Richmond, to propose amendments to the Constitution of Virginia, in the event, that the said convention agree upon an amended constitution, to make such provisions, by schedule or ordinance, as may be necessary and proper, for submitting the same to the people of Virginia, for ratification or rejection; and for the election of such State officers under said amended Constitution, in the event it shall be ratified, as may be required by said schedule or ordinance to be elected before the meeting of the next General Assembly: *Provided*, that if said amended Constitution shall be agreed on by said convention on or before the first day of June next, the same shall be submitted for ratification or rejection on the day herein before appointed for the election of members of the House of Representatives of the Congress of the United States; and upon the question of ratification or rejection of said amended Constitution, the polls shall be kept open for the space of three days.

4. The officers appointed to superintend and conduct the Congressional elections on the second Thursday in August next, shall superintend and conduct the polls which shall be taken upon the ratification or rejection of said amended Constitution; and they shall admit all persons to vote upon the ratification or rejection of the same, who shall, by the Constitution be authorised thereto, and shall reject all others.

5. This act shall be in force from its passage.

NEW HAMPSHIRE UNION RESOLUTIONS.

RESOLUTIONS

*Passed by the Convention to Revise the Constitution of the State of
New Hampshire, January 1, 1851.*

Resolved, That in the struggle that resulted in our Independence as a Nation—amidst the embarrassments arising from the imperfection and weakness of the old confederation, and in the calm wisdom that framed and secured the adoption of the present Constitution of our country, we recognize the guidance of a merciful, benign and overruling Providence.

Resolved, That we regard the Union of these States under the Constitution of the United States, as the source of the innumerable blessings of the past, and of all our hopes for the future, and that every motive of grateful recollection and confident anticipation prompts us to maintain that Union and that Constitution.

Resolved, That with the fidelity which honor and integrity demand, we will observe and fulfil the “explicit and solemn compact” to which the Convention of 1788, in the name of the people of this State, gave their ratification and assent; and while we enjoy the privileges it confers, we will never seek to avoid the duties it imposes.

Resolved, That “the blessings of liberty to ourselves and our posterity” can only be perpetuated by a strict observance of all the provisions of the Constitution, and by cultivating that spirit of kindness, conciliation and concession in which the sacred compact had its origin.

Resolved, That we hail with joy the apparent prevalence of better and more fraternal feelings between patriotic citizens of the Southern and Northern States—that the attitude of the Executive and Legislative Departments of the General Government upon the subject of the Union, is characterized by elevated purpose and statesmanlike forecast; and that we will firmly stand by and maintain the compromise measures of the last session of Congress, regarding them as, on the whole, not merely wise and patriotic, but essential to the union and prosperity, peace and progress of this great confederacy.

Resolved, That the resolutions adopted by this Convention relating to the Union, be signed by the President and countersigned by the Secretary, and that the President be requested to transmit copies thereof to the President of the United States, the Heads of the several Departments, the Governors of the several States of the Union, and to each of our Senators and Representatives in Congress.

FRANK. PIERCE, *President.*

THO. J. WHIPPLE, *Secretary.*

STATE OF SOUTH CAROLINA.

At a General Assembly begun and holden at Columbia, on the fourth Monday in November, in the year of our Lord one thousand eight hundred and fifty, and from thence continued by divers adjournments to the twentieth day of December, in the same year.

AN ACT,

To provide for the appointment of Deputies to a Southern Congress, and to call a Convention of the people of this State.

WHEREAS, the Convention of the slave-holding States lately assembled at Nashville, have recommended to the said States to meet in Congress or Convention, to be held at such time and place as the States desiring to be represented may designate: to be composed of double the number of their Senators and Representatives in the Congress of the United States, entrusted with full power and authority to deliberate, with the view and intention of arresting further aggressions, and, if possible, of restoring the Constitutional rights of the South, and if not, to recommend due provision for their future safety and independence.

§ 1. *Be it enacted by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That eighteen deputies shall be appointed in the manner hereinafter provided, who are hereby authorized, as deputies from the State, to meet such deputies as may be appointed and authorized by any other slave-holding State in Congress or Convention as above recommended, and to join with them in discussing and devising such measures, as in their opinion may be adequate to obtain the objects proposed by the said Convention at Nashville, and in reporting such measures to the said several slave-holding States, as when agreed to and fully confirmed by them, or any of them, will effectually provide for the same.*

§ 2. Four of the said deputies shall be elected by joint ballot of the General Assembly at its present session, and the qualified voters in each Congressional District in this State shall elect two, at such time as is hereinafter prescribed.

§ 3. The Governor of this State shall issue writs of election to the managers of election, requiring them to hold elections in their respective Congressional districts on the second Monday in October next, and the day following, for two deputies to the said Congress, in each congressional district, and the said managers shall thereupon advertise and hold such elections, and make due return thereof to the Governor.

§ 4. That the Governor shall duly commission all the said deputies, so to be elected by the General Assembly, and by the people; and shall, in concert with the Governors or other proper authorities of other States joining in such Congress, appoint the time and place of meeting, and give due notice thereof; and any of the deputies on the part of this State, who may attend at such time and place, shall have full power to represent the State, as hereinbefore provided.

§ 5. *And be it further enacted by the authority aforesaid,* That a convention of the people of the State of South Carolina is hereby ordained to be assembled in the town of Columbia, as hereinafter provided, for the purpose, in the first place, of taking into consideration the proceedings and recommendations of a Congress of the slave-holding States, if the same shall meet and be held; and for the further purpose of taking into consideration the general welfare of this State in view of her relations to the laws and government of the United States, and thereupon to take care that the Commonwealth of South Carolina shall suffer no detriment.

§ 6. *And be it further enacted by the authority aforesaid,* That on the second Monday in February next, and on the day following, the managers of elections for the several districts in this State shall, after giving public notice, as in cases of elections for members of the Legislature, open the polls and hold elections in their respective districts for Delegates to the said Convention, in all respects in the same manner and form and at the same places, as elections are now conducted for members of the Legislature. And all persons who are qualified and entitled, by the Constitution and laws of this State, to vote for members of the Legislature, shall be qualified and entitled to vote for said delegates to said convention; and in case of any vacancy occurring by death, resignation, removal from the State, or refusal to serve, of any person elected a delegate to the said convention, the presiding officer of the said convention shall issue his writ authorizing and requiring the managers of elections, in the election district in which such vacancy may have occurred, after giving due notice thereof, to open a poll and hold an election to fill such vacancy, as in cases for the election of members of the Legislature.

§ 7. *And be it further enacted by the authority aforesaid,* That each election district throughout the State, shall be entitled to elect and send to the said convention, a number of delegates equal to the whole number of Senators and Representatives which such district is now entitled to send to the Legislature; and the Delegates to the said convention shall be entitled to the same freedom of arrest in going to, returning from, and whilst in attendance on said convention, as is extended to the members of the Legislature.

§ 8. *And be it further enacted by the authority aforesaid,* That all free white male citizens of this State, of the age of twenty-one years and upwards, shall be eligible to a seat in said convention.

§ 9. *And be it further enacted by the authority aforesaid,* That the Governor be and is hereby requested, forthwith, after the passage of this act, to communicate an authentic copy of the same to the Executive of each of the slave-holding States of the Union, and to urge upon the said authorities, in such manner as he may deem best, the desire of the State of South Carolina, that the said slave-holding States do send duly commissioned deputies, to meet the deputies herein provided to be elected, at the City of Montgomery, in the State of Alabama, on the second day of January, Anno Domini, 1852.

§ 10. *And be it further enacted by the authority aforesaid,* That it shall be the duty of his Excellency, the Governor of the State, by his proclamation, to call together said convention, and appoint the time for the meeting thereof, whenever or at any period, before the next session of this General Assembly, the conjuncture of a Southern Congress, contemplated in the purpose of this act, shall have happened: *Provided,* That in case the Governor shall not assemble the Convention anterior to the next session of this Legislature, this General Assembly shall, by a majority of votes, fix the time for the meeting of said Convention.

That the said Convention may be continued by adjournment from time to time, so long as may be necessary for the purposes aforesaid: *Provided, however,* That unless sooner dissolved by their own authority, the said Convention shall cease and determine twelve months from the day on which the said Convention shall first assemble.

In the Senate House, the twentieth day of December, in the year of our Lord one thousand eight hundred and fifty, and in the seventy-fifth year of the Sovereignty and Independence of the United States of America.

R. F. ALLSTON, *President of Senate.*

JAMES SIMONS, *Speaker of the House of Representatives.*

EXECUTIVE DEPARTMENT.

(SEAL) *A true copy from the original.*

BEAUFORT V. WATTS, *Sec'ry.*

[*DOC. No. 3.*]

SEMI-ANNUAL REPORT
OF THE
VIRGINIA MILITARY INSTITUTE.

EXECUTIVE DEPARTMENT,
January 27, 1851.

To the General Assembly.

I have the honour to lay before you a report of the adjutant general covering a report to him of the January examination of the cadets at the Virginia Military Institute. The report of the superintendent, and one from the professor of chemistry in regard to the practicability of having the duties of state agricultural chemist discharged by that professor, seem to me to deserve particular attention.

Very respectfully,

Your ob't serv't,

JOHN B. FLOYD.

ADJUTANT GENERAL'S OFFICE,
Richmond, January 22, 1851.

To his Excellency John B. Floyd,
Governor of Virginia.

SIR,

I have the honour to transmit herewith a report of the superintendent of the Virginia Military Institute, of the semi-annual examination of the corps of cadets, and in relation to the practicability of having the duties of state agricultural chemist discharged by one of the professors of the institute.

Very respectfully yours,

WM. H. RICHARDSON,
Adj't Gen'l.

HEAD QUARTERS, VA. MIL. INSTITUTE,
January 16th, 1851.

Gen. Wm. H. Richardson,
Adjutant General.

SIR,

I have the honour herewith to transmit my report of the semi-annual examination of the cadets. Accompanying the merit roll is a statement shewing the number of matriculates from each district and grand division of the state since the organization of the institute in 1839.

I present also a special report from Major William Gilham, professor of chemistry, to which I would invite the particular attention of the executive and legislature.

The board of visitors having in September last, divided the chair of physical sciences and assigned to Major Gilham the department of chemistry, this officer has sketched out an outline of the course which he proposes to introduce, with special reference to the distinctive character of the institute, and the wants of those who are admitted as cadets. From the fact that so large a proportion of those who enter, are the sons of those engaged in agriculture, and that agriculture constitutes the great interest of the state, he conceives that more than ordinary attention should be given to agricultural chemistry, and in this connexion suggests, that the professor of chemistry in the institute should be required to discharge the duties of state agricultural chemist. The suggestion deserves attentive consideration. This institution receives its members in due proportions from all parts of the state. Every district and nearly every county has a representative here. This fact would afford great facility in transmitting soils and minerals for analysis, and of diffusing, in return, the knowledge here received among the mass of the people. While all the advantages contemplated from a state chemist would be secured by this arrangement, an important institution of the state would be benefitted by its pupils becoming practically familiar with all the analyses which he would be called upon to make.

Whether this suggestion be carried out or not, arrangements have been made for thorough instruction in analytical chemistry, and it is confidently hoped that all parts of the state will soon perceive the benefits resulting from the recent order of the board.

I have the honour to be,

Very resp'y, y'r ob't servant,

FRANCIS H. SMITH,
Sup't V. M. I.

REPORT.

V. M. INSTITUTE,
January 14th, 1851.

SIR,

The board of visitors of the institute, at their last annual meeting, having determined that the departments of instruction heretofore in charge of the professor of physical sciences, should hereafter be under the charge of two professors, one of natural philosophy, the other of chemistry, mineralogy and geology, and having at their last called meeting in September, assigned me to the latter chair, it becomes my duty to express to you my views, as to the best manner of organizing and imparting instruction in this important department.

1st. I propose the same course of general chemistry as is taught at the U. S. military academy, adopting the same mode of instruction and illustration, practised, and found so successful in that institution. This, by the present arrangement of the studies in the institute, ought to constitute a part of the course of instruction for the second class of cadets.

2d. A course of mineralogy and geology. The cabinet of minerals and fossils now in the institute, and which is receiving annual additions, will prove a valuable aid in these courses. In mineralogy, my object will be, besides teaching the general principles of the science, to make the class familiar with the most commonly occurring and useful minerals; and in geology particular attention will be given to the geological features of our own state.

3d. A course of agricultural chemistry. The necessity for instruction of this kind will become manifest when we consider the fact, that no institution of learning in the state, has as yet, given such a course of instruction as to give its graduates a thorough scientific knowledge of the principles of agriculture, and that the greater portion of the educated community, are either interested, or actually engaged in agricultural pursuits. To satisfy myself on the latter point, I have made inquiries for the purpose of ascertaining the occupations of the fathers of the cadets now in the institute, and find that at least four fifths of them are farmers.

It is but fair to infer that a large proportion of these young men, will, in their turn, engage in the pursuit of agriculture, sooner or later, and that those who do not, will from early associations, if from

no other cause, feel deeply interested in the agricultural prosperity of the state. Why then should they be required to acquire a course, which, while it fits them for the study of the learned professions, for becoming engineers, draftsmen, &c. teaches them nothing of that profession, it should be the object of every good citizen to make the most "learned" of all.

The object of the board of visitors in arranging the course of instruction in the institute, has always been to give our young men such an education, as will be best calculated to make them practically useful. Now I cannot conceive of any one thing better adapted to effect that object than a thorough course, embracing the theory and practice of agriculture, always having special reference to the agriculture of our own state, and the means to be adopted for its improvement. Such a course may very readily be taught the 1st class, and would be based upon, and naturally follow chemistry and geology.

4th. A course of practical and analytical chemistry. Every collegiate institution in the country that sets up any claim to respectability, is provided with more or less apparatus to illustrate the most prominent facts and principles of the science of chemistry. In the instruction, the classes have the privilege of witnessing the experiments, and more or less is taught about analytical chemistry, with, perhaps, an analysis or two partly performed in the presence of the class. What I propose is, that after the class has had its course of general chemistry, it shall be divided into sections of convenient size; one section taken into the laboratory at a time, and these required to make use of the apparatus in preparing various substances, reagents, &c. After the class has acquired some skill in this way, I propose to require each member to go through a systematic course of chemical analysis, both qualitative and quantitative, including the analysis of soils. The schools of chemistry in Germany have a world-wide reputation, and their success may, in a great measure, be attributed to the fact, that practical chemistry forms an indispensable part of the chemical course. The importance of a practical knowledge of chemistry, and the advantages to be received by such a course of instruction in the institute, must be manifest to any one. In our country, the necessity for instruction of this kind is beginning to be felt; at least two schools of practical chemistry are now in successful operation: one in Yale college, the other in the Larence Scientific school, Harvard university.

The laboratory to be provided in the new buildings, might be fitted up with special reference to practical instruction, with but a very slight addition to its expense. Some additional annual expense will have to be incurred, for the purpose of keeping up the apparatus, replacing chemicals, &c.; but this will be too small to require any specific appropriation.

While on this subject, I would suggest the propriety of the board of visitors applying to the legislature for the passage of a law, to make the professor of chemistry in the institute, "state agricultural chemist." A small annual appropriation (say one thousand dollars) will be necessary to cover the travelling expenses of the professor, and to pay the salary of an assistant who will be required as an in-

structor in the department of chemistry, and to assist in the analysis of soils, &c.

In case of favourable action by the legislature, I would suggest the following as some of the duties which ought to devolve upon the agricultural chemist. He should be required to make annual tours through different parts of the state, during the months of July and August, when academic duties are suspended in the institute, and at such other times as the duties of the chair of chemistry could be performed by the assistant professor. His object should be to visit as many farms in every neighbourhood he passes through, as time will permit, collect specimens of soils for analysis, make himself acquainted with the modes of conducting farming operations, such as manuring, saving manure, rotations adopted, &c.; and he should suggest such improvements as would prove beneficial, as subsoiling, draining in certain cases, liming, marling and manuring. He should also endeavour to enlist every farmer on the side of agricultural improvement; and should go prepared to lecture upon agricultural chemistry, wherever sufficient interest is felt on the subject, to enable him to collect an audience. It should be his constant effort to promote the formation of county agricultural societies, and should endeavour to shew the great importance of agricultural journals, libraries, &c. During that portion of the year in which his presence is necessary at the institute, his spare time could be usefully employed in the analysis of the specimens of soils collected on his tours.

In the last few years, great strides have been made in agricultural improvement, but a small proportion of that improvement has reached this state. It is true, that by the example and exertions of individuals, great improvements have been made in certain localities; but they have not extended beyond the sphere of individual influence—there is still something wanting to arouse the mass of our farmers to action. The state is far behind a number of her sister states in this particular, and must remain so, until by effecting the formation of agricultural societies, by exciting a general interest in agricultural publications, and by sounding the cry of “agricultural progress” on every farm, our farmers can be aroused, and induced to contend for the supremacy with those who are now far in their advance. Let any one ride through the finest parts of our state, let him observe the waste of manure, the little care that is taken of the stock, or in its selection, the want of shelters for the winter; the little attention that is paid to subsoiling, draining, liming and marling, which, in many places, are now regarded as indispensable to good farming, and he will see the propriety, to say the least of it, of some efforts being made to effect a general improvement. This very desirable end is not to be accomplished by appeals through the press, an occasional address, or by general statements, shewing what has been done elsewhere, but every farmer must be made to feel that *his* farm may be improved, that *he* may do something for the general cause, and that in so doing, he will be enriching himself.

Make him feel that he is economising when he subscribes to a good agricultural paper, and that as a member of an active agricultural so-

ciety, he may be benefitted, and be the means of benefitting others, then we may expect agriculture to receive an impulse, that will be felt throughout the state.

In large commercial, manufacturing, or mercantile communities, the spirit of competition is always at work exciting every one to exertion, either to keep up with, or outstrip his neighbour; but in an agricultural community, this stimulus is wanting, and while every farmer may be willing to admit that there is great room for improvement, he is not excited to action. He may be compared to a man, who acknowledging the force of an appeal made by some benevolent society to the community, does not feel himself called upon to contribute, until application is made to him through one of its agents.

The state of Maryland has her agricultural chemist, who by going among the farmers, lecturing, analysing soils, &c. has already awakened such an interest and suggested such improvements, that the value of land is rising all over the state.

If an objection should be raised to connecting such an appointment with the chair of chemistry in the institute, I answer, that the laboratory of the institute will be fitted up with special reference to analytical chemistry, and we have now all the apparatus necessary for the most accurate analysis. The assistant professor would be required to assist in the analytical investigations, and many of the more ordinary analyses, would furnish good examples for practice by the class in analytical chemistry. Again, the agricultural chemist having to instruct a class in agricultural chemistry, would be enabled to impart to his class all that he had learned in relation to the condition of agriculture in the state, its wants, &c., which knowledge so imparted, would be diffused throughout the state more readily than in any other way. Finally, the trial would be attended with but little expense, and if such beneficial results accrued as would justify the appointment of a state chemist, then the professor of chemistry could confine himself to his appropriate duties in the institute.

Respectfully submitted,

WILLIAM GILHAM,
Prof. Chem'y V. M. I.

Col. F. H. Smith, Supt. V. M. I.

**MERIT ROLL of the Cadets of the Virginia Military Institute, as
determined at the semi-annual examination, January 1851.**

FIRST CLASS.

| General Merit. | NAMES. | COUNTIES. | Rhetoric. | Engineering. | Natural Philosophy. | Conduct. | TOTAL. | REMARKS. |
|----------------|-------------------|----------------|-----------|--------------|---------------------|----------|--------|-----------------------|
| *1 | W. Y. C. Humes, | Washington, | 100 | 297.5 | 300 | 300 | 997.5 | |
| *2 | J. A. Marshall, | Fauquier, | 97 | 300 | 299.5 | 300 | 996.5 | |
| 3 | W. H. Burroughs, | P. Anne, | 95 | 300 | 300 | 300 | 995 | |
| 4 | Thomas Harris, | Bedford, | 95 | 293.5 | 290 | 300 | 983.5 | Act. As't Pro. Latin. |
| 5 | J. T. B. Winfree, | Campbell, | 90 | 297.5 | 294 | 300 | 981.5 | |
| 6 | F. S. Bass, | Brunswick, | 97 | 293 | 287 | 300 | 977 | Act. As't Pro. Latin. |
| { 7 | H. Carrington, | Charlotte, | 94 | 295 | 286 | 300 | 975 | |
| { 8 | J. C. Page, | Cumberland, | 94 | 300 | 281 | 300 | 975 | Adjutant. |
| 9 | P. C. Gibbs, | Morgan, | 88 | 298.5 | 288 | 300 | 974.5 | |
| 10 | W. A. Harris, | Rockbridge, | 93 | 289.5 | 291 | 300 | 973.5 | Quarter Master. |
| 11 | E. P. Tayloe, | King George, | 93 | 298.5 | 280 | 300 | 971.5 | |
| 12 | G. G. Garrison, | Princess Anne, | 86.5 | 291.5 | 293 | 300 | 971 | 2d Lieutenant. |
| 13 | A. J. Vaughan, | Dinwiddie, | 91 | 296.5 | 283 | 300 | 970.5 | 1st Captain. |
| 14 | W. A. Eliason, | Alexandria, | 96 | 287 | 290 | 295 | 968 | |
| 15 | B. F. Elliott, | Madison, | 89 | 294 | 284 | 300 | 967 | |
| 16 | R. S. Burks, | Botetourt, | 92 | 288 | 293 | 293 | 966 | |
| { 17 | C. Cooke, | Hanover, | 93 | 286 | 295 | 292 | 966 | 2d Captain. |
| 18 | A. B. Jordan, | Isle of Wight, | 87 | 290.5 | 298 | 289.5 | 965 | |
| 19 | R. F. W. Morriss, | Amherst, | 91 | 298.5 | 274 | 300 | 963.5 | |
| 20 | R. O. Whitehead, | Nansemond, | 94 | 291.5 | 285 | 290 | 960.5 | 1st Lieutenant. |
| 21 | H. T. Parrish, | Cumberland, | 99 | 293 | 268 | 300 | 960 | |
| 22 | A. F. Gooch, | Richm'd City, | 92 | 295 | 275 | 293 | 955 | |
| 23 | Thos. Upshaw, | King & Queen, | 90 | 288 | 282 | 293.5 | 953.5 | 1st Lieutenant. |
| 24 | Henry Caperton, | Monroe, | 86 | 294 | 276 | 291 | 947 | |
| 25 | J. H. Johnston, | Norfolk City, | 86 | 287 | 260 | 300 | 933 | |
| 26 | Henry Gantt, | Albemarle, | 91 | 288 | 259 | 292 | 930 | |
| 27 | W. Whitehead, | Nansemond, | 84.5 | 289.5 | 255 | 300 | 929 | |
| 28 | James Giles, | Pittsylvania, | 85 | 286 | 273 | 275 | 919 | |
| 29 | A. D. Calcote, | Isle of Wight, | 84 | 252 | 250.5 | 300 | 886.5 | 2d Lieutenant. |

SECOND CLASS.

| General Merit. | NAMES. | COUNTIES. | Mathematics. | Latin. | Drawing. | Chemistry. | Conduct. | Total. | REMARKS. |
|----------------|--------------------|-----------------|--------------|--------|----------|------------|----------|--------|---------------------------|
| *1 | J. E. Blankinship, | Amelia, | 300 | 99.5 | 93 | 99 | 300 | 891.5 | |
| *2 | Joseph Mayo, | Westmoreland, | 297.5 | 98 | 94 | 99 | 300 | 888.5 | Acting Ass. Pro. Math. |
| 3 | W. O. Yager, | Page, | 294 | 92.5 | 97 | 96.5 | 300 | 880 | Sergeant. |
| 4 | Geo. S. Patton, | Richm'd City, | 297 | 100 | 89 | 100 | 293.5 | 879.5 | Sergeant. |
| 5 | W. M. Gordon, | Fauquier, | 293.5 | 98 | 93 | 99 | 295 | 878.5 | 1st Sergeant. |
| 6 | H. Whiting, | Hanover, | 289.5 | 94 | 95 | 99 | 300 | 877.5 | 2d Sergeant. |
| 7 | J. Meem, | Campbell, | 278 | 92 | 100 | 96 | 300 | 866 | |
| 8 | T. Thornton, | Caroline, | 282 | 93 | 92 | 95 | 300 | 862 | 1st Sergeant. |
| 9 | J. C. Mayo, | Westmoreland, | 295 | 96.5 | 85 | 100 | 285.5 | 862 | |
| 10 | S. B. Gibbons, | Page, | 280 | 90 | 92 | 97.5 | 300 | 859.5 | |
| 11 | J. A. Walker, | Augusta, | 289.5 | 90 | 86 | 93 | 300 | 858.5 | Sergeant. |
| 12 | C. A. T. Mason, | King George, | 273 | 92.5 | 97 | 94 | 300 | 856.5 | Color Serg't. |
| 13 | T. T. Munford, | Richm'd City, | 274 | 91 | 94 | 97 | 300 | 856 | Serg't Major |
| 14 | C. L. Ruffin, | P. George, | 272 | 94.5 | 92 | 97 | 300 | 855.5 | |
| 15 | T. D. Taliaferro, | Fauquier, | 286 | 96 | 88 | 93.5 | 289.5 | 853 | Sergeant. |
| 16 | M. P. Christian, | Campbell, | 263 | 95 | 95 | 96 | 300 | 849 | Sergeant. |
| 17 | N. Harrison, | Spottsylvania, | 268 | 97 | 91 | 93 | 296.5 | 845.5 | |
| 18 | J. C. Grayson, | Alexandria, | 266 | 97 | 84 | 98 | 300 | 845 | Sergeant. |
| 19 | M. B. Manser, | Fayette, | 276 | 90 | 89 | 93 | 292 | 840 | |
| 20 | J. W. Tayloe, | Roanoke, | 252.5 | 95 | 100 | 92.5 | 293.5 | 833.5 | Sergeant. |
| 21 | G. A. Goodman, | Albemarle, | 262 | 88 | 95 | 92.5 | 295 | 832.5 | |
| 22 | G. Waddell, | Campbell, | 275 | 97 | 96 | 91.5 | 269 | 828.5 | |
| 23 | J. A. Thompson, | Marshall, | 264 | 89 | 94 | 86 | 292 | 825 | |
| 24 | W. Waller, | Amherst, | 283 | 90.5 | 88 | 92 | 271 | 824.5 | |
| 25 | M. P. Todd, | King & Queen, | 253 | 95.5 | 91 | 91.5 | 292 | 823 | Sergeant. |
| 26 | L. Ashby, | Clarke, | 260 | 87 | 91 | 92.5 | 287.5 | 818 | |
| 27 | W. J. Preston, | Richm'd City, | 257 | 87 | 89 | 91 | 294 | 818 | |
| 28 | M. F. Tutwiler, | Fluvanna, | 252 | 86 | 98 | 86 | 294 | 816 | Sergeant. |
| 29 | R. Lovell, | Madison, | 256 | 92 | 84 | 91.5 | 291 | 814.5 | |
| 30 | J. C. Hall, | P. Anne, | 251.5 | 86 | 91 | 91 | 292 | 811.5 | |
| 31 | J. F. Mays, | Wythe, | 251 | 84 | 90 | 84 | 285 | 794 | |
| | H. Strickler,(a) | Page, | | | | | | | Sergeant. |
| | B. F. Hudgins,(b) | Elizabeth City, | | | | | | | Sergeant. |
| | P. Bouldin,(c) | Charlotte, | | | | | | | |
| | C. B. Williams,(d) | Culpeper, | | | | | | | Q. M. Serg't |

(a) Absent—not examined.

(b) Sick—absent.

(c) Sick—absent.

(d) No standing assigned on account of sickness.

THIRD CLASS.

| General Merit. | NAMES. | COUNTIES. | Mathematics. | Composition. | French. | Conduct. | TOTAL. | REMARKS. |
|----------------|--------------------|------------------|--------------|--------------|---------|----------|--------|-------------|
| *1 | William Silvester, | Norfolk, | 200 | 48 | 100 | 300 | 648 | |
| *2 | P. S. Lewis, | Mason, | 195 | 47 | 99 | 300 | 641 | |
| { 3 | J. T. Murfee, | Southampton, | 198.5 | 44.5 | 97 | 300 | 640 | |
| { 4 | G. Gray, | Culpeper, | 196.5 | 47 | 96.5 | 300 | 640 | Corporal. |
| 5 | W. W. Williams, | Norfolk City, | 198.5 | 49 | 92 | 300 | 639.5 | |
| 6 | Jno. C. Ward, | Campbell, | 199.5 | 47 | 96 | 295 | 637.5 | |
| 7 | W. Van Doren, | Berkeley, | 190 | 48 | 97.5 | 300 | 635.5 | Corporal. |
| 8 | J. J. Phillips, | Nansemond, | 193 | 47.5 | 93 | 300 | 633.5 | |
| { 9 | J. Lightner, | Pocahontas, | 194 | 44 | 94.5 | 295.5 | 628 | Corporal. |
| { 10 | T. G. Smith, | Norfolk City, | 198 | 48.5 | 88 | 293 | 628 | |
| { 11 | Jas. L. White, | Washington, | 193.5 | 47 | 86.5 | 300 | 627 | |
| { 12 | J. D. Bruce, | Frederick, | 196 | 43 | 91 | 297 | 627 | |
| 13 | Geo. Chamberlaine, | Norfolk City, | 196.5 | 44.5 | 89.5 | 295.5 | 626 | |
| 14 | Jas. P. Hammet, | Montgomery, | 194.5 | 47.5 | 87.5 | 296.5 | 626 | |
| 15 | J. W. Cringan, | Richmond City, | 187 | 42 | 94.5 | 300 | 623.5 | |
| 16 | H. B. Armstead, | Fauquier, | 197 | 41.7 | 89.5 | 295 | 623.2 | |
| { 17 | W. T. Lee, | Alexandria, | 185 | 49.5 | 96.5 | 288.5 | 619.5 | |
| { 18 | Thos. S. Henry, | Charlottesville, | 191 | 42.5 | 86 | 300 | 619.5 | |
| 19 | W. E. Arnold, | Franklin, | 186 | 48.5 | 90 | 289.5 | 614 | Corporal. |
| 20 | John A. Turner, | King George, | 191.5 | 42.3 | 84.5 | 295 | 613.3 | |
| 21 | J. R. Waddy, | Northampton, | 190.5 | 42.4 | 89 | 289.5 | 611.4 | |
| 22 | Wm. Kemble, | Monongalia, | 192.5 | 44.5 | 86.5 | 287.5 | 611 | |
| 23 | Alex'r Morson, | Stafford, | 192 | 46 | 86 | 286.5 | 610.5 | |
| 24 | R. H. Riddick, | Nansemond, | 183 | 42.2 | 88.5 | 296.5 | 600.2 | |
| 25 | Francis Mallory, | Elizabeth City, | 184 | 43.5 | 84 | 296.5 | 608 | |
| 26 | J. A. Clarke, | Charles City, | 170 | 50 | 98.5 | 289 | 607.5 | |
| 27 | R. T. Daniel, | Richmond City, | 188 | 41.5 | 90.5 | 287 | 607 | |
| 28 | Walter Jones, | Fairfax, | 175 | 42.5 | 89 | 300 | 606.5 | |
| 29 | Wm. J. Ruffin, | Surry, | 179 | 42.3 | 95 | 289 | 605.3 | |
| 30 | G. H. Smith, | Fairfax, | 199.5 | 44 | 96 | 262 | 601.5 | |
| 31 | D. L. Louther, | Lewis, | 199 | 45.5 | 91.5 | 265 | 601 | |
| 32 | Jno. R. Benson, | King George, | 180 | 44 | 88.5 | 286.5 | 599 | |
| 33 | D. Kennedy, | Berkeley, | 168 | 49 | 92.5 | 283.5 | 593 | |
| +34 | J. H. M'Pherson, | Greenbrier, | 160 | 42.1 | 95.5 | 294.5 | 592.1 | |
| 35 | N. Hammond, | Berkeley, | 182 | 42 | 87 | 278.5 | 589.5 | |
| 36 | T. J. Moncure, | Caroline, | 174 | 44 | 84.5 | 284.5 | 587 | |
| +37 | J. H. Harris, | Powhatan, | 161 | 42.5 | 85 | 289 | 577.5 | |
| +38 | B. B. Washington, | Frederick, | 155 | 46.5 | 85.5 | 289.5 | 576.5 | |
| 39 | J. Clarke, | Halifax, | 172 | 41.5 | 95 | 265.5 | 574 | |
| 40 | Geo. B. Horner, | Fauquier, | 150 | 43.5 | 84 | 285.5 | 563 | |
| 41 | N. Breckenridge, | Augusta, | 150 | - | - | - | - | |
| | E. E. Archer, | Powhatan, | - | - | - | - | - | Abs't sick. |

FOURTH CLASS.

| General Merit. | NAMES. | COUNTIES. | English. | Mathematics. | Geography. | Composition. | Conduct. | TOTAL. | REMARKS. |
|----------------|---------------------|------------------|----------|--------------|------------|--------------|----------|--------|----------|
| *1 | J. B. Strachan, - | Petersburg, - | 100 | 195 | 95 | 50 | 300 | 740 | |
| *2 | Alex'r Bruce, - | Halifax, - | 99.5 | 200 | 100 | 48 | 292 | 739.5 | |
| 3 | C. E. Lauck, - | Frederick, - | 93 | 200 | 98 | 45 | 300 | 736 | |
| 4 | Alex'r Marks, - | Prince George, - | 90 | 190 | 96 | 50 | 296.5 | 722.5 | |
| 5 | S. S. Malcom, - | Kanawha, - | 98 | 188 | 88 | 48 | 296.5 | 717.5 | |
| 6 | John Miller, - | Brooke, - | 87 | 186 | 90 | 42 | 296.5 | 701.5 | |
| 7 | R. T. Colston, - | Berkeley, - | 93 | 175 | 94 | 45 | 278 | 685 | |
| 8 | A. J. Irvine, - | Bedford, - | 86 | 170 | 93 | 41.6 | 289 | 679.6 | |
| 9 | A. G. Garrison, - | Princess Anne, - | 83 | 160 | 83 | 41.6 | 300 | 667.6 | |
| 10 | Jas. B. Shepherd, - | Fluvanna, - | 95 | 185 | 85 | 46 | 256.5 | 667.5 | |
| 11 | P. Y. Hite, - | Jefferson, - | 82 | 150 | 83 | 42 | 275 | 632 | |

A BILL

TO INCORPORATE THE AMHERST COUNTY
TURNPIKE COMPANY.

ALSO VARIOUS

PETITIONS AND MEMORIALS

FOR AND AGAINST

THE INCORPORATION

OF THE

AMHERST COUNTY TURNPIKE.

AN ACT

To incorporate the Amherst County Turnpike Company.

1. *Be it enacted by the general assembly,* That for the purpose of constructing a Macadamized turnpike road from the toll bridge at the town of Lynchburg, upon or near the road leading from the said town to Amherst courthouse, to some point on said road, not less than five miles from the said bridge, it shall be lawful to open books for receiving subscriptions of stock to the amount of fifteen thousand dollars, in shares of one hundred dollars each. The said books shall be opened at the Franklin hotel, in the town of Lynchburg, under the direction of John M. Warwick, Samuel W. Shelton, Chiswell Dabney, John H. Tyree, George G. Curle and James M. Cobbs, or any three of them ; and at Amherst courthouse, under the direction of Richard G. Morriss, John M. Williams, Samuel M. Garland, Robert Tinsley, Joseph Pettyjohn and Leonard Daniel, or any three of them.

2. *Be it further enacted.* That when seventy-five shares shall have been subscribed, the subscribers, their executors, administrators and assigns, shall be and are hereby incorporated into a company, by the name and style of "The Amherst County Turnpike Company," subject to the provisions of the fifty-sixth, fifty-seventh and sixty-first chapters of the Code of Virginia, as far as the same may be applicable : *Provided,* That the company may, in their discretion, construct their road as they may deem expedient, so that it be not less than twelve feet in width or eight inches in depth.

3. *Be it further enacted,* That the said company may at any time, if they shall find it necessary to do so, increase their capital stock to any amount they may think proper, provided the same shall not exceed twenty thousand dollars.

4. This act shall be in force from its passage.

PETITIONS.

To the Legislature of Virginia.

The undersigned citizens of the county of Amherst, respectfully represent : That the principal road leading to Lynchburg is frequently almost impassable, and consequently they experience great inconvenience in getting their products to market. This road is much used, not only by the citizens of this county, but of the neighbouring counties, and perhaps half the wood used by the town of Lynchburg is hauled on this road.

It cannot be expected that the farmers in the immediate vicinity of this road can keep it in order, particularly when there are several other roads not as much used as this, leading in different directions on which the hands in the neighbourhood are divided.

They therefore request that a charter be granted to a company to construct a Macadamized road from the abutment of the Lynchburg bridge in this county, in the direction of the courthouse, with the right to use such parts of the present public road as may appear to be best, upon locating this road ; and to proceed until it intersects the turnpike road leading to the Buffalo springs, a distance supposed to be about five miles, with the usual corporate privileges, and to exact a reasonable toll on travel along the road.

The undersigned do not ask state aid, as they feel confident that subscriptions to a sufficient amount to construct the road can be obtained forthwith, if a liberal charter be granted.

And as in duty bound, will ever pray.

Names.

Richard G. Morriss,
John M. Williams,
Thos. Jones,
A. T. Updegraff,
S. C. Woodroof,
David W. Jones,
John J. Phaup,
Ambrose B. Rucker,
Edwin S. Rucker,
Thos. W. Jones,
Wm. M. Bowlin,
Garland Poindexter,

Names.

Manson Mahone,
Napoleon Bowles,
Wm. Kent,
Alfred W. Williams,
S. S. Reynolds,
John L. Goodson,
Granville Lain,
Roy B. Scott,
Garland Walker,
L. D. Simpson,
James Lee,
William N. G. Hill,

Names.

Wm. Robinson Lirey,
Wm. R. Phaup,
Creed Taylor,
Thos. A. Edwards,
Wm. Pettyjohn,
W. O. Fowler,
John Burford,
George G. Curle,

Names.

S. L. Burford,
D. C. Blanks,
J. W. Lambeth,
C. McIvor,
Robt. R. Williams,
Partton W. Chiles,
David Bryan,
J. J. Salmon—40.

To the Legislature of Virginia.

The undersigned, citizens of Lynchburg, respectfully represent : That they suffer great inconvenience for the want of a good and substantial road from the bridge over James river, in the direction of Amherst courthouse, as the present road is almost impassable for three months each year. The present road is located along a branch between high and steep hills, and no other location for a road can be obtained. It is so narrow, that in many places two wagons cannot pass each other ; this frequently causes much delay to travellers, and danger to unprotected females in carriages. The earth is of that character, that it cuts easily when wet, and from the number of wagons passing over it, a few days in wet weather renders it almost impassable. The branch in heavy rains runs over the road and washes it to that extent, that wagons have been stopped from travelling over it.

Your petitioners draw, to a considerable extent, their supplies of wood from the county of Amherst, and in consequence of this bad road, wood frequently is very scarce and high. Much of the trade of this town is also received from Amherst and other counties which passes over this road, and your petitioners believe that much produce is driven from Lynchburg in consequence of this bad road. Ample supplies of white flint rock lie contiguous to this road, and a Macadamized road could be constructed, which would afford great facilities to travel.

Your petitioners are informed that sundry citizens of Amherst, who live in the vicinity of this road, have petitioned the legislature for a charter to construct a Macadamized road on or near the present one, and that they propose to do it with their own funds.

Your petitioners are aware that many citizens of Amherst are opposed to this road, but it appears to us that no good reason can be assigned, nor do we believe that the citizens of that county, who use this road daily, ought to be deprived of a good road, because others who have much less interest, and from their location use it but little, are opposed to it.

They therefore pray your honourable body to pass the bill now before the senate.

Names.

Samuel Tyree,
 D. R. Lyman,
 Thos. P. Nash,
 A. M. Woodroof,
 L. W. Redd,
 Ambrose B. Rucker,
 Jno. Compton,
 E. B. Butler,
 W. H. Smoot,
 M. Chas. Newhall,
 John C. Light,
 Danl. J. Warwick,
 W. H. Cabaniss,
 J. H. Tyree,
 Wm. D. Miller,
 A. W. Crenshaw, jr.
 John Rosser,
 J. L. Brown,
 Wm. O. Brine,
 A. F. Snider,
 G. W. See,
 W. P. Sisson,
 Wm. H. Langhorne,
 Granville Jordan,
 James E. Gouldman,
 Wm. L. Bowman,
 N. S. Loyd,
 Pleasant Labby,
 L. A. Horton,
 Wm. W. Gannaway,
 A. G. Dabney,
 W. O. Harvey,
 C. J. Marshall,
 Geo. E. Roberts,
 Wm. M'Crery,
 Waterhouse & Potter,
 W. R. Bruce,
 G. M. Bruce,
 J. T. Diuguid,
 G. S. Diuguid,
 John Crouse,
 Geo. H. Lambeth,
 Ro. Widdows,
 R. H. Lee,
 Jno. H. Bailey,
 Chas. S. M'Kinney,
 Wm. B. Fusken,
 Cyrus Fisher,

Names.

James T. Reid,
 John B. Sharrar,
 Warner P. Jones,
 G. W. Lancey,
 Geo. T. Johnson,
 G. M. L. Kinzer,
 A. Winston,
 E. J. Folkes,
 C. L. Smithson,
 J. P. Dillard,
 Wm. T. North,
 T. D. Jennings,
 John A. Tanner,
 James A. Hutcheson,
 H. A. Christian,
 Moses Lacy,
 Mosby & Holcombe,
 William W. Asher,
 R. Stabler & Co.
 Walter Henderson,
 D. A. Wilson, Jr.
 H. D. Walker,
 John Reveley,
 A. F. Biggers,
 John Tompkins,
 S. Guggenheimer,
 Ro. K. Watkins,
 W. I. Cowling,
 A. Tompkins,
 R. Q. Tompkins,
 Chs. W. Statham,
 Smithson & Statham,
 J. L. Harrison,
 John Whitehead,
 Geo. W. Turner,
 H. Dunnington,
 Jno. M. Otey,
 Michl. Hart,
 John Abrahams,
 Alfred Moses,
 Chris. Winfree,
 W. W. Mosby,
 J. Royall Holcombe,
 Wm. R. Holcombe,
 Jno. W. Browne,
 Jno. J. Purvis,
 H. L. Duffel,
 James B. Smith,

Names.

John S. Pruden,
 James M. Smoot,
 Osson P. Knight,
 W. L. Leckie,
 C. R. Phelps,
 Augustine Bigbie,
 Charles Simpson,
 Jno. Clark,
 C. J. Jones,
 J. C. Miller,
 J. Fretwell,
 George R. Hall,
 Th. L. Johnson,
 Jno. Robin M'Daniel,
 John B. Lee,
 Tho. E. Murrell,
 R. F. Honing,
 David R. Edley,
 Geo. M. Rucker,
 Jno. M. Miller,
 David P. Woodroof,
 John F. Winner,
 Jno. V. Wheeler,
 Valentine H. Rucker,
 Aug. N. Cross,
 Edgar Whitehead,
 Jas. P. Scott,
 J. P. Milhollin,
 D. B. Payne,
 Ja. F. Payne,
 W. C. Meem,
 Thurman & Schoolfield,
 M. Murphy,
 Stephen G. Morgan,
 R. G. Thurman,
 Jno. J. Harvey,
 Geo. W. Valentine,
 Jas. L. Clayton,
 Jos. B. Nowlin,
 John W. Murrell,
 Joseph H. Phelps,
 Thos. N. Priddy,
 Tanner & Garrett,
 William E. Cokeman,
 Jno. Boisseau,
 Philip W. Payne,
 Jno. Wyatt,
 Jno. O. Taylor,

Names.

John G. Apperson,
 B. L. Royall,
 T. T. Moorman,
 M. Moore,
 R. J. Echols,
 H. M. Didlake,
 M. W. Hughes,
 Theodorick Mays,
 Wm. H. Lydick,
 D. P. Dinguid,
 John M. Price,
 Jas. T. Williams,
 M. Chambers,
 R. Early,
 Wm. F. Hickey,
 Mark Anthony, Jr.
 Jno. H. Seay,
 S. Whitehead,
 N. B. Steptoe,
 R. N. Andrews,
 Walton A. Bell,
 Herst & Preston,
 John T. Murrell,
 J. & M. Hollins,
 Geo. Bagby,
 Wm. H. Jones,
 G. T. Pleasants,
 Gregory & Royall,
 S. M. Simpson,
 Jacob Rumbough,
 Saml. D. Rumbough,
 John F. Slaughter,
 D. C. Clay,
 W. T. Smithson,
 William Clavey,
 David N. Burton,
 James B. Edwards,
 William Rice,
 John Kinnie,
 Joseph Davis,
 George A. Kinnear,
 Thos. S. Thurman,
 Benj'n R. Dawson,
 C. A. Cobham,
 John W. Holt, Jr.
 Wm. Sliteer,
 Wm. W. Phelps,
 Jno. R. Hughs,

Names.

Meem & Gwatkin,
 Ephraim W. Fank,
 J. J. Irby,
 James Dinwiddie,
 A. Taylor,
 Jas. A. Wilkinson,
 Peleg Seabury,
 S. Lee Armistead,
 Josiah D. Abbott,
 P. M'Divitt,
 Jno. P. Wright, Jr.
 F. Smithson,
 Wm. F. Robertson,
 J. Astigler,

Names.

W. Otway Owen,
 E. W. Victor,
 Josiah Dixon,
 Benj. H. Lewis,
 A. Liggat,
 Bryan Akers,
 L. F. Johnson,
 Charles Phelps,
 A. G. Hancock,
 H. H. Lewis,
 Wm. S. Hannah,
 R. C. Lewis,
 E. Franklin, Jr.—219.

JANUARY 1st, 1851.

We the undersigned are in favour of a Macadamized road from the bridge at Lynchburg to Cocke's shop, where the Lynchburg and Buffalo Springs mudpike comes into the courthouse road.

Names.

Isaac Irvine Hite,
 James M. Hite, jr.,
 William W. Falls,
 Samuel White,
 Edward J. Smith,
 Robert Higginbotham,
 Jno. J. Higginbotham,
 Alex. M. Rucker,
 Moses Taylor,
 Thos. J. M. Goodwin,

Names.

John Rowzey,
 Joseph Roads,
 David Alen,
 Thomas J. Tomlinson,
 John A. Stayton,
 John T. Turpin,
 Henry Mason,
 John G. Tomlinson,
 Benjamin Hartless,
 Lindsey Sandidge—20.

JANUARY 24th, 1851.

We the citizens of Amherst are in favour of the Macadamized road from the bridge at Lynchburg, in the direction of Amherst courthouse.

Names.

Jas. A. Higginbotham,
J. C. Franklin,
Thos. C. Goodwin,
John Myers,
James W. Moore,
George Myers,
J. D. Turpin,

Names.

Alexander Burks,
Rob. Treavey,
William Falls,
John Henson,
William Franklin,
Aaron Higginbotham,
John Rowsey—14.

We whose names are annexed, are in favour of having a Macadamized road from the bridge at Lynchburg, five miles in the direction of Amherst courthouse. We are citizens of Amherst.

Names.

Thomas Taylor,
John Coalman,
John Hix,

Names.

William Beard,
James Calaway—5.

We, citizens of Amherst county, are in favour of the Macadamized road from Lynchburg in the direction of Amherst courthouse.

Names.

Edwin S. Rucker,
[On the first list.]
John R. Cuningham,
John D. Sale,
Marshall R. Cuningham,
Erastus P. Page,
Walker Teay,
Barnet O. Page,
Chap. J. Tinsley,
Geo. H. Dameron,

Names.

Jesse Kelly,
Thomas R. Terry,
Robert W. Page,
Calvin M. Johnson,
John D. L. Rucker,
Reuben B. Ware,
Pitt Woodroof,
Tarpley R. Mitchell,
George Hylton—17.

We, citizens of Amherst, are in favour of the Macadamized road from Lynchburg, in the direction of Amherst courthouse.

Names.

Jas. L. Lamkin,
Js. N. Lamkin,
Lewis May,
John J. Knight,
John T. Rodes,
Powhatan Padgett,
Samuel J. Turner,
William H. Kent, jr.

Names.

Charles M. Watts,
Joshua B. Mays,
John S. Turner,
J. A. Hopkins,
Garland Anderson,
John Pew,
David Wright—15.

We, citizens of the county of Amherst, are in favour of the Macadamized road from the bridge, in the direction of Amherst courthouse.

Names.

John P. Ewbank,
Ed. Pettyjohn,
Henry Wood,
P. H. Wood,
Ro. B. Evans,
George T. Akers,
W. L. Fair,
James Davis,
William Cox,
William G. Rucker,
Charles L. Spear,
John L. Merritt,

Names.

William B. Roane,
Alfred Burford,
M. J. Tonen,
James Taylor,
John Coleman, jr.
Anderson Mays,
Charles L. Carter,
William J. Isbell,
Richard H. Alcock,
Edmund J. Hill,
George W. Bell—23.

MEMORIALS.

To the Honourable the Speaker of the Senate of Virginia.

The undersigned, the president and directors of the Lynchburg and Buffalo Springs Turnpike company, would respectfully represent to your honourable body, that we were much surprised to see lately that a bill had passed the lower house of the legislature of Virginia to incorporate a company to macadamize that portion of our road from the Lynchburg bridge to Coxe's shop, the distance not quite four miles. This we believe to be not only an encroachment, but an absolute invasion of our vested and chartered rights. We do therefore protest against the final consummation of such injustice, and hope that your honourable body will arrest its further progress.

We would respectfully represent to your honourable body, that if it should be necessary, in your view, to macadamize that portion of our road, that it would better comport with justice, that the capital of our company should be increased to perform the work, than to place said portion of the road in conflicting hands.

We respectfully submit to your better judgment, and further state to you, that the state of Virginia has vested in this company the sum of \$ 10,000, and to cut off this portion, would be ruinous to the interest of the state and company, as it is the most profitable portion of the road.

HAZAEEL WILLIAMS, *Pres't,*
JNO. PRYOR, *State Director,*
JOHN E. ELLIS, *Director,*
THOS. N. EUBANK, *Director of State.*

Pedlar Mills, Jan'y 27th, 1851.

To the Honourable the House of Delegates of Virginia.

The memorial of the undersigned, citizens of the county of Amherst, respectfully represents : That a petition, as they are informed, signed by a small number of the citizens of this county, who live contiguous to the town of Lynchburg, and by citizens of Lynchburg, and purporting to be the act of the people of this county, and to express their wishes, has been presented, and is now before you, praying for the incorporation of a company to construct a Macadamized road from the town of Lynchburg to a point in the county of Amherst, five miles distant from that town, and on the main road leading from Lynchburg to Charlottesville : and also, asking that said company, when incorporated, shall be permitted to take and appropriate to themselves the present road, and adopting it as the basis of the one proposed, construct on it a Macadamized road, and that they shall be permitted to demand and collect toll from all persons passing said road. In effect, asking that a free public road, constructed by the people of Amherst, shall be converted into a private road for the benefit of a private company. And that the company by an inconsiderable amount of labour, shall be permitted to exclude the owners of the road from travelling it, unless on the condition of paying toll. Against the prayer of said petition, and against the granting of said charter, your memorialists respectfully, but earnestly remonstrate and protest :

1st. Because a large majority of the people of Amherst, and all the people of Nelson and Albermarle, would be injured by it, and only a few, and those persons whose interest by reason of their contiguity to Lynchburg and dissociated from the mass of the people of Amherst, and allied to and identified with those of Lynchburg, are interested in its construction, or would be benefitted by it.

2d. Because there is now a road forming part of the main road leading from Charlottesville to Lynchburg, connecting those two points, and constructed by the people of Amherst, with which they are satisfied, and it should be left open to them, and be permitted to remain as it is, a free road.

3d. Because if said company desire to construct a road from Lynchburg to the point designated in their petition, they should not be permitted to take the present county road as its basis, but compelled to adopt a new route and leave it optional with the people to travel their own free road, or the company's Macadamized road as they may elect.

4th. Because it is proposed that said road shall commence in Amherst at a point at which all the roads of the county of Amherst, either unite with or intersect the present road, and thus subject the whole trade and travel of Amherst, Nelson and Albermarle, to and from Lynchburg, to a heavy and unjust tax.

5th. Because the road leading from Charlottesville to Lynchburg, of which that portion uniting the two termini of the proposed Mac-

adamized road, as proposed by said petitions to be surrendered to a private company and made the basis of the new road, was constructed jointly by the counties of Amherst and Nelson and Albemarle, under the provisions of a special act of assembly, passed 1832. And it would be violative of that act, and iniquitous and unjust to the people of those counties, to deprive them of the benefit of the road which they jointly aided in making.

6th. Because if the present road is surrendered as proposed, and a toll road constructed only to a point at which all the benefit will accrue to Lynchburg, and a few citizens of Amherst living near that town, it would be manifestly unjust that the whole people of the county should be compelled to give up the present road, and also pay for the new one in toll. And either those who are to be benefitted by it should be compelled to construct it with their own means and let it remain a free road, or if permitted to make it a toll road, be required to extend it from Charlottesville to Lynchburg.

Names.

W. A. Richeson,
Thos. B. Royster,
John Richeson,
William Davidson,
Nathaniel N. Manteply,
John C. Harrison,
J. Powell,
Lawson Cangbill,
Richard Powell,
C. Pettyjohn,
James R. North,
William Staples, Sr.
D. Patham,
M. C. Goodwin,
William Lawder,
Tansey Rutherford,
Jacob Smith,
Daniel Spence,
Jno. Dudley Davis,
Thomas J. Massie, Jr.,
Elijah Fletcher,

Names.

Robert L. Coleman,
Chas. H. Massie,
Richard Landrum,
William Buford,
William Logan,
David Tinsley,
Julius Simpson,
Benj. T. Henley,
A. M. Shepherd,
James M. Shepherd,
Rufus A. Higginbotham,
William A. Wright,
Robert C. Martin,
John H. Watts,
John L. Tyler,
V. M'Ginnis,
A. G. Chewning,
Sam'l B. Rice,
Jas. W. Henley,
George W. Henley,
Jo. R. Ellis—42.

To the Honourable the House of Delegates of Virginia.

The memorial of the undersigned, citizens of the county of Amherst, respectfully represent : That a petition, as they are informed, signed by a small number of citizens of this county, who live contiguous to the town of Lynchburg, and purporting to be the act of the people of this county, and to express their wishes, has been presented and is now before your body, praying for the incorporation of a company to construct a Macadamized road from the town of Lynchburg to a point in the county of Amherst, five miles distant from that town, and on the main stage road leading from Lynchburg to Charlottesville, and also asking that said company, when incorporated, shall be permitted to take and appropriate to themselves the present road, and adopting it as a basis of the one proposed, construct on it a Macadamized road, and that they shall be permitted to demand and collect toll from all persons passing said road. In effect, asking that a free public road, constructed by the people of Amherst, shall be converted into a private road, for the benefit of a private company, and that company, by the addition of an inconsiderable amount of labour, exclude the owners of the road from travelling it, unless on the condition of paying toll. Against the prayer of said petition, and against the granting of said charter, your memorialists respectfully, but earnestly remonstrate and protest :

1st. Because a large majority of the people of Amherst, and all the people of Albemarle and Nelson, would be injured by it, and only a few, and those persons whose interest by reason of their contiguity to Lynchburg, and dissociated from the mass of the people of Amherst, and allied to and identified with those of Lynchburg, are interested in its construction, or would be benefitted by it.

2d. Because there is now a road forming part of the main road leading from Charlottesville to Lynchburg, connecting those two points, and constructed by the people of Amherst, with which they are perfectly satisfied; and it should be left open to them and permitted to remain as it is, a free road.

3d. Because if said company desire to construct a road from Lynchburg to the point designated in their petition, they should not be permitted to take the present county road as its basis, but be compelled to adopt a new route, and leave it optional with the people to travel their own free road, or the company's Macadamized road as they may select.

4th. Because it is proposed that said road shall commence in Amherst, at a point at which all the roads, with few exceptions, leading from all the different portions of the county, either unite with or intersect the present road, and thus subject the whole trade and travel of Amherst, Nelson and Albemarle, to and from Lynchburg, to a heavy and unjust toll.

5th. Because the road leading from Charlottesville to Lynchburg, of which that portion uniting the two termini of the proposed Macadamized road, as proposed by said petition to be surrendered to a private company, and made the basis of the new road, was constructed jointly by the counties of Amherst, Nelson and Albemarle, under the provisions of a special act of the general assembly of Virginia, passed in 1832. And it would be in violation of that act, and iniquitous and unjust to the people of these counties, to deprive them of the benefits of the road which they jointly aided in making.

6th. Because if the present road is surrendered, as proposed, and a toll road constructed only to a point at which all the benefit will accrue to Lynchburg, and a few citizens of Amherst living near that town, it would be manifestly unjust that the whole people of the county should be compelled to give up the present road, and also pay for the new one in tolls, and either those who are to be benefitted by it, should be compelled to construct it with their own means, and let it remain a free road, or if permitted to make it a toll road, be required to extend it from Charlottesville to Lynchburg.

All of which is respectfully subscribed by your memorialists.

Names.

Jas. N. Lamkin, Jr.,
Benjamin F. Howl,
Alfred Burford,
Radford Thomas,
Wm. H. Christian,
Geo. Patterson,
G. D. Wright,
Thos. D. Snart,
Chas. B. Quisen, Jr.
John J. Walsen,
John E. Wills,
J. H. Robinson,
Thomas G. Hill,
N. C. Taliaferro,
Zebadec Petty,
Samuel Kable,
Joshua S. Bethell,
John Taylor,
Thos. M'Masters,
George H. Turner,
Robt. R. Kyle,
Fontaine W. Dillard,
James Maxwell,
John A. Dillard,
James W. Dillard,
Hiram C. Kyle,
Wm. H. Plunkett,
James Phelps,

Names.

Charles G. Kent,
Jackson L. Burford,
Thomas Freeman,
Wm. Kent, Jr.,
Charles W. Hutheson,
Tipton T. Omohundro,
John W. Mays,
Wm. Banton,
Mortimer Mays, Jr.,
Jas. Higginbotham,
Absalom Higginbotham,
Aaron Higginbotham, Jr.
S. Robert Lamkin,
Robert N. Linkhicum,
John Rhoads,
Edward H. Casey,
William W. Casey,
Joshua W. Casey,
Samuel D. Turner,
Joshua B. Mays,
Anderson Mays,
Stephen H. Wats,
Benjamin Wats,
James Wills,
Mortimer Mays,
Chas. M. Watts,
John M. Campbell,
Rob. Martin,

Names.

Thomas J. Warwick,
 Stephen Watts,
 Chas. Pettyjohn,
 Jno. C. Munds,
 Jesse A. Watts,
 Robert Ridgway,
 Wm. M. Bowling,
 Thomas Lee,
 Joshua T. Hutcheson,
 Edward J. Goodwin,
 Chas. J. Seys,
 Thos. Hutcheson,
 J. Pettyjohn,
 A. Pettyjohn,
 A. Robertson,
 L. M. Jones,
 J. D. Pierce,

Names.

Epriam Hulver,
 Wm. H. Thomas,
 Geo. E. Wills,
 Chas. B. Palmer,
 Cornelius Mays,
 George Joys,
 Robert Palmer,
 J. R. Reynolds,
 John J. Hutchenson,
 Gustavus A. R. Mahone,
 Jno. G. Perry,
 James E. Goodwin,
 S. L. Burford,
 John Staples,
 J. W. Early,
 Jno. H. Akers,
 R. C. Pierce—90.

To the Honourable the House of Delegates of Virginia.

The memorial of the undersigned, citizens of the county of Amherst, respectfully represents: That a petition, as they are informed, signed by a small number of citizens of this county, who live contiguous to the town of Lynchburg, and by citizens of Lynchburg, and purporting to be the act of the people of this county, and to express their wishes, has been presented and is now before you praying for the incorporation of a company to construct a Macadamized road from the town of Lynchburg to a point in the county of Amherst, five miles distant from that town, and on the main stage road leading from Lynchburg to Charlottesville; and also asking that said company, when incorporated, shall be permitted to take and appropriate to themselves the present road, and adopting it as the basis of the one proposed, construct on it a Macadamized road, and that they shall be permitted to demand and collect toll from all persons passing said road. In effect, asking that a free public road, constructed by the people of Amherst, shall be converted into a private road for the benefit of a private company. And that the company, by the addition of an inconsiderable amount of labour, shall be permitted to exclude the owners of the road from travelling it, unless on the condition of paying toll. Against the prayer of said petition, and against the granting of said charter, your memorialists respectfully, but earnestly remonstrate and protest:

1st. Because a large majority of the people of Amherst, and all the people of Nelson and Albemarle, would be injured by it, and only a few, and those persons whose interest, by reason of their contiguity to Lynchburg, and dissociated from the mass of the people of Am-

herst, and allied to and identified with those of Lynchburg, are interested in its construction, or would be benefitted by it.

2d. Because there is now a road forming part of the main road leading from Charlottesville to Lynchburg, connecting those two points, and constructed by the people of Amherst, with which they are perfectly satisfied; and it should be left open to them and permitted to remain as it is, a free road.

3d. Because if said company desire to construct a road from Lynchburg, the point designated in their petition, they should not be permitted to take the present county road as its basis, but compelled to adopt a new route, and leave it optional with the people to travel their own free road or the company's Macadamized road as they may select.

4th. Because it is proposed that said road shall commence in Amherst at a point at which all the roads (with few exceptions) leading from all the different portions of the county, either unite with or intersect the present road, and thus subject the whole trade and travel of Amherst, Nelson and Albemarle, to and from Lynchburg, to a heavy and unjust tax.

5th. Because the road leading from Charlottesville to Lynchburg, of which that portion uniting the two termini of the proposed Macadamized road, as proposed by said petitions to be surrendered to a private company and made the basis of the new road, was constructed jointly by the counties of Amherst and Nelson and Albemarle, under the provisions of a special act of assembly, passed in 1832. And it would be violative of that act, and iniquitous and unjust to the people of those counties, to deprive them of the benefit of the road which they jointly aided in making.

6th. Because if the present road is surrendered as proposed, and a toll road constructed only to a point at which all the benefit will accrue to Lynchburg, and a few citizens of Amherst living near that town, it would be manifestly unjust that the whole people of the county should be compelled to give up the present road, and also pay for the new one in tolls; and either those who are to be benefitted by it, should be compelled to construct it with their own means, and let it remain a free road, or if permitted to make it a toll road, be required to extend it from Charlottesville to Lynchburg.

Names.

William Mantiply,
Edward Mantiply,
James G. Mantiply,
Samuel W. Mantiply,
James F. Taliaferro,
M. B. Woodson,
Jacob M. Woodson,
Charles Parsons,
David S. Campbell,
H. D. Campbell,
James T. Cash,

Names.

John Hudson,
Willis Hudson,
George Hudson,
Rheuban Hudson,
Besely Cash,
William Campbell,
Daniel Campbell,
William Landrum,
John Landrum,
Stephen Landrum,
Willis Hudson,

Names.

James Cash,
 Ludward Cash,
 Otes Cash,
 Lafayette Morman,
 Austin Morman,
 Austin B. Ryan,
 Thomas Frazier,
 Cammel Frazier,
 William Hudson,
 Rodrick Lockard,
 Landon A. Proffitt,
 John R. Irvine,
 William H. Via,
 Handly Carter,
 Isaac D. Tinsly,
 William Myers,
 Luis Harison, Jr.,
 Davies D. Harison,
 A. M. Shultz,
 George M. Ott,
 William Knight,
 John H. Watts,
 Micajah Hudson,
 George M. Thomas,
 Richard H. Knight,

Names.

John Hudson,
 Chapman Cash,
 Robt. Hudson,
 Isack D. Tinsley,
 Taliafero Thompson,
 John Hudson, Sr.,
 Jesse Cash,
 Samuel Pettit,
 Wm. H. Fuliker,
 John W. Harlow,
 John R. Harrison,
 Edmund Christian,
 Jas. W. Keath,
 Sheffey Morton,
 Alerson Ogdon,
 Thos. R. Ogdon,
 F. Knight,
 John Hartless,
 Benj. Hartless,
 William Toler,
 John Rowsey,
 Uria Burley,
 James Burley,
 David Lowman—72.

To the Honourable the House of Delegates of Virginia.

The memorial of the undersigned, citizens of the county of Amherst, respectfully represents: That a petition as they are informed, signed by a small number of citizens of this county, who live contiguous to the town of Lynchburg, and by citizens of Lynchburg, and purporting to be the act of the people of this county, and to express their wishes, has been presented, and is now before you praying for the incorporation of a company to construct a Macadamized road from the town of Lynchburg to a point in the county of Amherst, five miles distant from that town, and on the main stage road leading from Lynchburg to Charlottesville; and also, asking that said company, when incorporated, shall be permitted to take and appropriate to themselves the present road, and adopting it as the basis of the one proposed, construct on it a Macadamized road, and that they shall be permitted to demand and collect toll from all persons passing said road. In effect, asking that a free public road, constructed by the people of Amherst, shall be converted into a private road for the benefit of a private company; and that the company, by the addition of an inconsiderable amount of labour, shall be permitted to exclude the own-

ers of the road from travelling it, unless on the condition of paying toll. Against the prayer of said petition, and against the granting of said charter, your memorialists respectfully, but earnestly remonstrate and protest :

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2d. Because there is now a road forming part of the main road leading from Charlottesville to Lynchburg, connecting those two points, and constructed by the people of Amherst, with which they are perfectly satisfied, and it should be left open to them, and permitted to remain as it is, a free road.

3d. Because if said company desire to construct a road from Lynchburg to the point designated in their petition, they should not be permitted to take the present county road as its basis, but be compelled to adopt a new route and leave it optional with the people to travel their own free road, or the company's Macadamized road as they may elect.

4th. Because it is proposed that said road shall commence in Amherst at a point at which all the roads (with few exceptions,) leading from all the different portions of the county, either unite with or intersect the present road, and thus subject the whole trade and travel of Amherst, Nelson and Albemarle, to and from Lynchburg, to a heavy and unjust tax.

5th. Because the road leading from Charlottesville to Lynchburg, of which that portion uniting the two termini of the proposed Macadamized road, as proposed by said petitions to be surrendered to a private company and made the basis of the new road, was constructed jointly by the counties of Amherst and Nelson and Albemarle, under the provision of a special act of assembly, passed in 1832. And it would be violative of that act, and iniquitous and unjust to the people of those counties to deprive them of the benefit of the road which they jointly aided in making.

6th. Because if the present road is surrendered as proposed, and a toll road constructed only to a point at which all the benefit will accrue to Lynchburg and a few citizens of Amherst, living near that town, it would be manifestly unjust that the whole people of the county should be compelled to give up the present road, and also pay for the new one in tolls ; and either those who are to be benefitted by it, should be compelled to construct it with their own means and let it remain a free road, or if permitted to make it a toll road, be required to extend it from Charlottesville to Lynchburg.

Names.

R. A. Coghill,
James N. B. Cobbs, Capt.
Robt. A. Pendleton,

Names.

Wm. P. Blanks, sen'r,
Chas. R. Rose, Esq.
Wm. F. Rose, jr.

Names.

Dandridge Mantiply, Sr.,
 J. T. Cash,
 Augustus Cobb,
 J. D. Lawrence,
 James A. Gibson,
 Joseph H. Hill,
 Robt. B. Tucker,
 Thomas J. Tucker,
 William C. Burford,
 James M. Logan,
 Part. M. Gilbert,
 S. Stinnette,
 C. Stinnette,
 Preston H. Duff,
 William Stinnette,
 James Duff,
 John Lavender,
 William Logan,
 Dabney Whitten,
 Robt. W. Duncan,
 Daniel Duncan,
 Charles Duncan,
 Dabney Stinnette,
 William Burley,
 Robt. Wilsher,
 James L. Coghill,
 John Harrison,
 Richard Knight,
 Uriah Burley,
 Lindsay M'Daniel,
 Thos. Burley,
 Jesse Richeson,
 Fielding H. Wright,
 Leroy B. Ballard,
 Samuel Richeson,
 James Hartless,
 Ellis Martin,
 Preston Tomlinson,
 John Tyler,
 Henry Tyler,
 Kiles C. Satin,
 Dabney Tyler,
 John D. Staten,
 William W. Staten,
 Thos. T. Staten,
 James Wheeler,
 Joseph Garvies,
 John Garvies,

Names.

William Coffea,
 William H. Ogden,
 John D. Croffod,
 John Coffea,
 Charles Coffea,
 Hudson Coffea,
 Henry Coffee,
 Edward J. Davis,
 Robt. W. Watts,
 Nelson D. Flood,
 Henry Bias,
 James M. Martin,
 James B. Davis,
 Frederick J. Beverly,
 Moab Beverly,
 Joel Braunum,
 James T. Martin,
 Ambrose Tomlinson,
 Edward Watts,
 James Martin,
 John Cheatum,
 Newton Reass,
 Geo. W. Staples,
 Napoleon B. Bowles,
 Nicholas Hicks,
 Francis A. Simpson,
 Nelson Hicks,
 Henry Lucas,
 Bransford Hicks,
 Daniel Lucas,
 Jesse Coleman,
 Jacob Philips,
 James M. Daniel, Sr.
 James M. Allen,
 Marle E. Stinnett,
 John Phillips,
 Preston Hicks,
 Fielden Burch,
 Rufus Coleman,
 Charles C. Peters,
 J. S. Harris,
 E. J. M'Daniel,
 Bluford Hicks,
 Alx. Sale,
 William Peters,
 L. M. Jones,
 Madison Hicks,
 John Coleman, Sr.

Names.

John Coleman, Jr.
Robt. Moon,
James R. Pritble,
Lindsey Coleman,
G. M. Thomas,
W. M. Ware,
J. M. Proffitt,
A. G. Gooch,
Samuel Mitchel,

Names.

James Grant,
J. M'Ginnis,
Charles C. Davis,
Ch. H. Michie,
A. Tallafore,
J. S. Coleman,
E. A. Burks,
Charles Massie—120.

[*DOC. No. 5.*]

REPORT
OF THE
JOINT COMMITTEE
ON THE
STATE LIBRARY.

REPORT.

The joint committee of the senate and house of delegates, appointed to examine the state library, and required by law to receive the report, and to settle the accounts of the librarian, have performed that duty, and respectfully report :

| | | | |
|---|---|---|----------|
| That on the first day of January 1850, there was on hand an unexpended balance of | - | - | 626 52 |
| And that there has been received during the year from sales of books and maps, including the Code, the sum of | | | 5,417 46 |
| | | | 6,043 98 |
| Amounting together to the sum of | - | | 6,043 98 |

Which has been applied :

| | | | | |
|--|---|---|---|-------------|
| To appropriation by act of March 16, 1850, for the library of the court of appeals at Lewisburg, | - | - | - | 2,000 00 |
| To the purchase of books, | - | - | - | 1,323 80 |
| To freight, transportation, and other contingent expenses, | - | - | - | 126 40 |
| Leaving of the library fund an unexpended balance on the 31st December 1850, of | | | | 2,593 78 |
| | | | | \$ 6,043 98 |

And of the appropriation for increasing the law library at Lewisburg, an unexpended balance of \$ 566 11, all which appears more fully by the accompanying report of the librarian, and by the accounts A and B. The committee have carefully examined the accounts of the librarian, and find them sustained by proper vouchers.

The provisions of chapter 19th of the new Code, requiring that portions of the stock from which the library fund is derived, should be placed in the hands of booksellers for sale on commission, it appears that the joint committee at the last session, adopted measures calculated to test the experiment fully. A careful examination into the result of the experiment has satisfied this committee of the correctness of the views presented in the report of our immediate predecessors, and that the change is every way inexpedient. The sales have not been increased, but diminished; it involves a multiplication of accounts, risk of loss—less availability of the proceeds of sales, by

these being for some time in the hands of agents, instead of going immediately into bank, to the credit of the library as formerly, and we do not perceive that the slightest benefit can be anticipated from it. We are unanimously of opinion that no system of sales could be adopted "more prompt, extensive, effective and safe," than that which has been overturned by the new law, and we therefore recommend the repeal of so much of chapter 19 of the Code as requires the reports to be placed in the hands of booksellers for sale on commission. The reasons for this recommendation being fully stated in the report of the committee of last year, in which this committee entirely concurs, we beg leave respectfully to refer to that report, instead of detailing them here.

We present herewith the annual report and accounts of the librarian, the following resolution, and a bill repealing the 10th and 11th sections of chapter 19 of the Code.

Resolved, That the accounts of the librarian ending the 31st December 1850, be received and allowed.

MAT. EDMISTON,
C. C. Senate.

LEWIS GRANTHAM,
C. C. H. Delegates.

ANNUAL REPORT OF LIBRARIAN

TO THE

JOINT COMMITTEE ON THE STATE LIBRARY,

DECEMBER 31, 1850.

| | | |
|---|-----|--------------------|
| On the 1st day of January 1850, there was on hand as | | |
| per the last annual report, an unexpended balance of | 626 | 52 |
| And there has been received during the year from sales of | | |
| books, including the Code, the sum of | - | - |
| | | 5,417 46 |
| Amounting together to | - | - |
| | | <u>\$ 6,043 98</u> |

Which has been applied :

| | | | |
|--|---|---|--------------------|
| To appropriation by act of March 16, 1850, | | | |
| to increase the library of the court of ap- | | | |
| peals at Lewisburg, | - | - | 2,000 00 |
| To purchase of books, | - | - | 1,323 80 |
| To freight and transportation, | - | - | 21 72 |
| To contingent expenses, | - | - | 104 68 |
| Leaving an unexpended balance at this date, of | | | 2,593 78 |
| | | | <u>\$ 6,043 98</u> |

As appears by the accompanying account of receipts and disbursements A.

There is also an unexpended balance of \$566 11, of the appropriation of \$2,000 to the court of appeals at Lewisburg. The sum of \$302 50 is due on account of sales in 1850, made chiefly late in December, but it will all be available in a few weeks. The remainder of the unexpended balance is in bank to the credit of the library.

According to the provisions of the new Code, and under the instructions of the committee, I placed in the hands of booksellers for sale on commission such amount of stock and copies of the Code as they thought they could certainly sell by this day, amounting in the aggregate to - - - - - 2,619 50

And have received from them up to this time, nett proceeds of sale, amounting to - - - - - 1,343 61

Leaving in their hands stock, reported unsold, to the amount of - - - - - \$ 1,275 89

Of the amount sold by booksellers \$ 867 was for sales of the Law Reports, the remainder for the Code.

Adding the stock of the library fund sold by them as stated, - - - - - 867 00

To the amount of the same stock sold by the librarian, 1,780 50

The sales of that stock for the year, amount to - \$ 2,647 50
Being \$ 992 less than the sales of 1849, \$ 190 50 less than the sales of 1848, \$ 389 *more* than the sales of 1847, \$ 1,746 50 less than the sales of 1846, and \$ 994 less than the sales of 1845, being an average of over \$ 500 per annum *less* in the last five years, than under the former system of sales.

Hence the committee will perceive that the sales have been in no degree promoted by the change back to agencies, and that no benefit whatever is like to result from it, but the contrary.

Large donations have heretofore been made from the stock of the library to Mons. A. Vattemare, agent for international exchanges, in return for donations received from France through him. It appears from his report to the governor, that a great portion of the donations from this state were lost at sea. He asks that they may be replaced, as to which the instructions of the committee will be necessary.

There now remain unsold, but 17 copies of the last vol. of Leigh's Reports, and by the end of the year, these will pretty certainly be all sold. A second edition will then be necessary, and the state being sole proprietor of the preceding eleven volumes, I think it would be expedient to print a second edition, so as to keep up the series of reports complete. This would cost from 12 to 1500 dollars, which can well be paid out of the library fund. The copy-right in most of these reports has expired, and probably ought to be renewed, if that can be done.

Some means of preservation should be directed by the committee in regard to volumes containing plates and engravings.

A list of the donations received through Mons. A. Vattemare, agent for international exchanges, accompanies his report to the governor. The collection is small, the most valuable portion being a continuation of the journal of the chamber of deputies to the year 1848; for the library, and the great topographical map of France, as far as it has been published, for the Military Institute.

Other donations have been received as follows :

From the state of New York, the first volume Documentary History of that state.

From the Smithsonian Institution, the first volume of its Contributions to General Knowledge.

From the United States, the remaining volumes of the Exploring Expedition.

From the Hon. Jas. M. Mason, Report of the Patent Office, 1849-50.

From the American Tract Society, 19 volumes of the Publications of the Society.

Document A, is an account of the receipts and disbursements of the library fund.

B, an account of receipts and disbursements for the library of the court of appeals at Lewisburg.

C, an account of the disbursement of an appropriation for international exchanges; and

D, a tabular statement of the books and maps which constitute the library fund.

Which is respectfully submitted.

WM. H. RICHARDSON,

Librarian.

December 31, 1850.

[A.]

DR. *Wm. H. Richardson, Secretary Comm'th and Librarian,*

| | | | |
|---|----------|---|--------------------|
| 1850, Jan. 1. | | | |
| To cash, balance from last year's account, | - | - | 626 52 |
| sales by librarian from 1st Jan. to 1st July 1850, viz: | | | |
| 93 interleaved copies Code, at \$ 6, (2 vols.) | 558 00 | | |
| 713 copies Code in 1 vol. \$ 3, | 2,139 00 | | |
| 2 sets Hening's statutes at large, \$ 6 50, | 13 00 | | |
| 2 copies Gilmer's reports, 2 50, | 5 00 | | |
| 2 sets Randolph's reports, 6 vols. 25 00, | 50 00 | | |
| 5 copies 1st vol. Leigh's reports, 5 50, | 27 50 | | |
| 5 " 2d " 6 00, | 30 00 | | |
| 5 " 3d " " | 30 00 | | |
| 5 " 4th " " | 30 00 | | |
| 5 " 5th " " | 30 00 | | |
| 5 " 6th " " | 30 00 | | |
| 6 " 7th " " | 36 00 | | |
| 6 " 8th " " | 36 00 | | |
| 7 " 9th " " | 42 00 | | |
| 10 " 10th " " | 60 00 | | |
| 10 " 11th " " | 60 00 | | |
| 14 " 12th " " | 84 00 | | |
| 8 " 1st vol. Robinson's reports, " | 48 00 | | |
| 9 " 2d " " | 54 00 | | |
| 16 " 1st vol. Grattan's reports, 5 00, | 80 00 | | |
| 19 " 2d " " | 95 00 | | |
| 27 " 3d " " | 135 00 | | |
| 35 " 4th " " | 175 00 | | |
| 63 " 5th " " | 315 00 | | |
| | 4,162 50 | | |
| Discount to booksellers and comm'n on sales, 10 p. ct. | 416 25 | | 3,746 25 |
| To sales by librarian from July 1, to Dec. 31, 1850, viz: | | | |
| 63 copies, vol. 6, Grattan's reports, at \$ 5, | 315 00 | | |
| 7 " Code, 1 vol. 3, | 21 00 | | |
| | 336 00 | | |
| Commission, 2½ per cent. | 8 40 | | |
| | | | 327 60 |
| Received from agents for sales of stock, | - | | 1,343 61 |
| | | | <u>\$ 6,043 98</u> |

In Account with the Commonwealth,

Cr.

1850.

| | | |
|--|-----|----------|
| By cash, appropriation by act of March 16, 1850, to increase the library of the court of appeals at Lewisburg, | - | 2,000 00 |
| paid A. Bead, for books, No. 1, | 1, | 524 70 |
| G. P. Putnam, " | 2, | 248 32 |
| T. & J. W. Johnson, " | 3, | 379 50 |
| A. Bays, " | 4, | 45 00 |
| Bennett, " | 5, | 9 00 |
| J. S. Skinner, " | 6, | 10 00 |
| John Wiley, " | 7, | 11 00 |
| Morris & Brother, " | 8, | 13 13 |
| J. H. Boyd, " | 9, | 5 00 |
| J. W. Randolph, " and binding, | 10, | 56 40 |
| subscription to So. Lit'ry Messenger, | 11, | 5 00 |
| " Union, | 12, | 10 00 |
| " So. Journal Education, | 13, | 3 25 |
| " Historical Register, | 14, | 3 50 |
| freight and transportation of books, | 15, | 21 72 |
| contingent account, including expenses | | |
| librarian purchasing books, | 16, | 104 68 |
| Dec. 31, balance on hand, | - | 2,593 78 |

\$ 6,043 98

[B.]

Dr. Wm. H. Richardson, Sec'y Com'th and Librarian, *In Acc't with the Court of Appeals at Lewisburg,* Cr.

| 1850. | |
|--|----------|
| To cash, appropriation by act of March 16, 1850, from the library fund, - - - - | 2,000 00 |
| <hr/> | |
| 1850. | |
| May 29—By cash paid T. & J. W. Johnson, for books for library at Lewisburg, No. 1, | 1,355 00 |
| freight from Philadelphia, 2, | 13 00 |
| expenses purchasing books, - | 42 16 |
| transportation to Lewisburg, 3, | 23 73 |
| balance unexpended, - | 566 11 |
| Dec. 31, | |
| <hr/> | |
| \$ 2,000 00 | |
| <hr/> | |

[C.]

Dr. Wm. H. Richardson, Sec'y Com'th and Librarian, *In Acc't with the Com'th, for International Exchanges, thro' A. Vattemare, Agent,* Cr.

| | |
|---|-----------|
| 1850—To cash, appropriation of 1850, - - - | \$ 250 00 |
| <hr/> | |
| 1850—By cash paid Mons. Vattemare by order of the governor, - - - | \$ 250 00 |
| <hr/> | |

[D.]

*Account of Books and Maps which constitute the Library Fund, December
31st, 1850.*

| BOOKS AND MAPS. | On hand Jan. 1, 1850. | Rec'd since Jan. 1, 1850. | Sold in 1850. | Donations and Interchanges. | In hands of Agents, December 31, 1850. | On hand at Richmond, December 31, 1850. | Total on hand December 31, 1850. | Value per set or copy. | AGGREGATE. |
|---|-----------------------|---------------------------|---------------|-----------------------------|--|---|----------------------------------|------------------------|--------------------|
| Hening's Stat. at Large, sets of 13 vols | 267 | - | 2 | 3 | 8 | 254 | 262 | \$64 p. st. | 1493 00 |
| Gilmer's Reports, | 263 | - | 2 | - | 8 | 253 | 261 | 21 p. co. | 642 50 |
| Randolph's Reports, sets of 6 vols. | 161 | - | 2 | - | 2 | 151 | 159 | 25 p. st. | 3975 00 |
| Do. surplus copies vol. 1, | 48 | - | - | - | - | - | 48 | 5 p. co. | 240 00 |
| Do. do. vol. 2, | 68 | - | - | - | - | - | 68 | " | 340 00 |
| Do. do. vol. 4, | 10 | - | - | - | - | - | 10 | " | 50 00 |
| Do. do. vol. 5, | 122 | - | - | - | - | - | 122 | " | 610 00 |
| Do. do. vol. 6, | 8 | - | - | - | 8 | 8 | 8 | 6 p. co. | 43 00 |
| Leigh's Reports, vol. 1, | 41 | - | 7 | - | 17 | 17 | 34 | 5 1/2 p. co. | 187 00 |
| Do. 2, | 98 | - | 7 | - | 20 | 71 | 91 | 6 p. co. | 546 00 |
| Do. 3, | 117 | - | 8 | - | - | 109 | 109 | " | 654 00 |
| Do. 4, | 149 | - | 7 | - | - | 142 | 142 | " | 852 00 |
| Do. 5, | 189 | - | 7 | - | - | 182 | 182 | " | 1092 00 |
| Do. 6, | 217 | - | 8 | - | - | 209 | 209 | " | 1254 00 |
| Do. 7, | 217 | - | 9 | - | - | 208 | 208 | " | 1248 00 |
| Do. 8, | 240 | - | 8 | - | - | 232 | 232 | " | 1392 00 |
| Do. 9, | 239 | - | 9 | - | - | 230 | 230 | " | 1380 00 |
| Do. 10, | 291 | - | 12 | 1 | - | 278 | 278 | " | 1668 00 |
| Do. 11, | 297 | - | 12 | 1 | - | 284 | 284 | " | 1704 00 |
| Do. 12, | 371 | - | 18 | 1 | - | 352 | 352 | " | 2112 00 |
| Robinson's Reports, vol. 1, | 267 | - | 13 | 11 | - | 243 | 243 | " | 1458 00 |
| Do. 2, | 309 | - | 15 | 11 | - | 283 | 283 | " | 1698 00 |
| Grattan's Reports, vol. 1, | 315 | - | 24 | 11 | - | 280 | 280 | 5 p. co. | 1400 00 |
| Do. 2, | 384 | - | 26 | 11 | - | 347 | 347 | " | 1735 00 |
| Do. 3, | 437 | - | 35 | 11 | - | 391 | 391 | " | 1955 00 |
| Do. 4, | 421 | - | 41 | 34 | - | 346 | 346 | " | 1730 00 |
| Do. 5, | 499 | - | 78 | 40 | - | 381 | 381 | " | 1905 00 |
| Do. 6, | - | 700 | 145 | 24 | - | 534 | 531 | " | 2655 00 |
| Large Map, | 24 | - | - | 2 | 19 | 3 | 22 | 10 p. co. | 220 00 |
| Small Map, | 152 | - | - | 28 | 65 | 59 | 124 | 2 " | 248 00 |
| Journal Convention, 1775-6, | 79 | - | - | 1 | - | 78 | 78 | 1 " | 78 00 |
| Sets Journals, (Convention 1788, and Senate and House of Delegates, 1776 to 1790, in all 7 vols.) | 177 | - | - | 1 | - | 176 | 176 | 5 p. st. | 880 00 |
| New series Statutes at Large, 3 vols. | 64 | - | - | 3 | - | 61 | 61 | 9 " | 549 00 |
| Acts 11 sessions, 1829-30 to '39-40, | 209 | - | - | - | - | 209 | 209 | 5 " | 1045 00 |
| | | | | | | | | | 39043 50 |
| Deduct for over estimates, &c., 20 per cent., | | | | | | | | | 7808 70 |
| | | | | | | | | | <u>\$ 31234 80</u> |

Journals Senate and House of Delegates as in last return, with the addition of 25 copies Acts, and 25 Journals of each house last session.

Seven hundred copies of 6th Grattan received during the year. Donations were, to judges, colleges, and interchanges with other states.

The stock stated herein to be in the hands of agents, does not include the stock placed in the hands of booksellers for sale on commission.

WM. H. RICHARDSON.

[*DOC. No. 6:*]

CONDITION

OF THE

BANK OF THE VALLEY,

AND OF THE

NORTHWESTERN BANK OF VIRGINIA.

**EXECUTIVE DEPARTMENT,
FEBRUARY 10th, 1851.**

To the Speaker of the Senate.

SIR,

I transmit herewith, to be laid before the senate, statements shewing the condition of the Bank of the Valley, and of the Northwestern Bank of Virginia, on the 1st day of January last, and on the 1st of January 1850.

Very respectfully,

Your ob't serv't,

JOHN B. FLOYD.

[Doc. No. 6.]

CONDITION OF THE BANK OF THE VALLEY IN VIRGINIA.

BANK OF THE VALLEY IN VIRGINIA,
WINCHESTER, February 4th, 1851.

To His Excellency John B. Floyd, Governor of Virginia.
DEAR SIR,

I enclose statements shewing the condition of this bank on the 1st day of January 1850 and 1851,
as required by law.

Very respectfully, your obe'dt serv't,

H. M. BRENT, Cas.

State of the BANK OF THE VALLEY IN VIRGINIA, including its Offices of Discount and Deposit, January 1st, 1850.

| | | | |
|--|--------------|--|--------------|
| Specie, | 299,379 88 | Capital stock, | 1,100,000 00 |
| Notes of banks incorporated by this state, | 137,158 30 | Notes in circulation, | 1,452,856 50 |
| Notes of banks incorporated elsewhere, | 31,703 00 | Due to other banks, | 60,585 51 |
| Due from other banks, | 485,335 35 | Discount, | 5,119 28 |
| Notes discounted, | 1,778,850 77 | Contingent fund, | 72,840 02 |
| Inland bills discounted, | 296,647 40 | Profit and loss—being the nett profits for the half year | 52,779 45 |
| Bond account, | 19,934 53 | ending this day, | 368,197 15 |
| Stock purchased to secure a debt, | 8,550 00 | Deposit money, | 2,162 44 |
| Real estate, | 5,411 49 | In transitu between bank and branches, | |
| Bad debts, | 13,973 95 | | |
| Doubtful debts, | | | |
| | \$19,385 44 | | |

\$3,114,540 45

\$3,114,540 45

*State of the BANK OF THE VALLEY IN VIRGINIA, including its Offices of Discount and Deposit,
January 1, 1851.*

| | | | | | | |
|--|---|--------------|---|---|------------|------------------------|
| Specie, | - | 385,973 01 | Capital stock, | - | - | 1,100,000 00 |
| Notes of banks incorporated by this state, | - | 117,408 05 | Notes in circulation: | - | - | |
| Notes of banks incorporated elsewhere, | - | 18,857 39 | In notes of \$100 each, | - | 274,400 00 | |
| Due from other banks, | - | 425,374 55 | " " 50 " | - | 415,975 00 | |
| Notes discounted, | - | 1,977,120 94 | " " 20 " | - | 332,930 00 | |
| Inland bills discounted, | - | 278,472 43 | " " 10 " | - | 251,890 00 | |
| Bond account, | - | 13,125 04 | " " 5 " | - | 303,897 50 | |
| Stock purchased to secure a debt, | - | 8,040 00 | " " 2 " | - | 1,258 00 | |
| Real estate, | - | 2,876 67 | " " 1 " | - | 1,843 00 | |
| Bad debts, | - | 12,860 62 | Due to other banks, | - | - | 1,561,493 50 |
| Doubtful debts, | - | - | Discounts received at the branches since the 1st of December, | - | - | 38,799 20 |
| | | | Profit and loss accrued and contingent fund, | - | - | 6,422 51 |
| | | | Deposit money, | - | - | 138,490 46 |
| | | | In transitu between bank and branches, | - | - | 351,952 42 |
| | | | | | | 3,447 79 |
| | | | | | | <u>\$ 3,220,595 97</u> |

| | | | |
|--|------------|---|-----------|
| Amount of profit and loss and contingent fund, as above, | 138,490 46 | Real estate—Banking houses, &c. January 1, 1850, | 56,961 72 |
| Deduct dividend of 4½ per cent., declared January 7, 1851, | 46,750 00 | Real estate—Banking houses, &c. January 1, 1851, | 55,464 56 |
| Amount of contingent fund, after January 1850 dividend, | 91,740 46 | Cost of real estate sunk during the year, | 1,497 16 |
| Present amount of contingent fund, | 78,969 57 | Aggregate amount of increase of contingent fund—decrease of bad and doubtful debts, and cost of real estate in the year 1850, | 18,016 20 |
| Increase of contingent fund out of the profits of last year, | 19,370 89 | | |
| Bad and doubtful debts January 1, 1850, | 19,385 44 | The six last semi-annual dividends have each been 4½ p. ct., and the surplus or contingent fund has been increased within the last three years \$30,192 59 | |
| Bad and doubtful debts January 1, 1851, | 15,737 20 | Sales of stock were made on the 8th, 20th and 25th of January at \$112 per share, and is now in demand at that price. | |
| Decrease of bad and doubtful debts during last year, | 3,648 15 | | |

VIRGINIA—*Frederick County, set:*

This day personally appeared before the subscriber, a justice of the peace in and for the county aforesaid, Henry M. Brent, cashier of the Bank of the Valley in Virginia, and made oath that the foregoing exhibits a true state of the said bank on the 1st day of January 1851, to the best of his knowledge and belief.

Given under my hand this 4th day of February 1851.

J. P. RIELY.

The undersigned have examined the foregoing statement of the condition of the bank on the 1st day of January 1851, and find it correctly made up from the reports of the mother bank and several branches thereof.

T. A. TIDBALL, *Pres't*,
JACOB BAKER.
SAMUEL READ,
A. S. BALDWIN,
P. WILLIAMS.

CONDITION OF THE NORTHWESTERN BANK OF VIRGINIA.

NORTHWESTERN BANK OF VIRGINIA,
WHEELING, January 13, 1851.

John B. Floyd, Esq., Governor of Virginia.

SIR—I have the honour to enclose the statement of this bank and branches, required by law.
Very respectfully,

D. LAMB, Cas.

Statement of the Condition of the NORTHWESTERN BANK OF VIRGINIA, including its Branches at Wellsburg, Parkersburg and Jeffersonville, on the 1st day of January 1851, with a Comparative Statement of the same, exclusive of the Jeffersonville Branch, for the corresponding period of the preceding year.

| | January 1, 1851. | January 1, 1850. | | January 1, 1851. | January 1, 1850. |
|---|------------------|------------------|--|------------------|------------------|
| Bills discounted, domestic and foreign, | 1,450,818 30 | 1,205,533 73 | Capital stock, | - | - |
| Unpaid stock at Jeffersonville office, | 20,525 00 | 34,700 00 | Circulation, viz: | - | - |
| Stock of this bank, | 34,700 00 | 20,000 00 | Ones, Jan. 1, 1851, | 908 | 792,100 00 |
| Stock of the Wheeling and Belmont bridge company, | 20,000 00 | 20,000 00 | Twos, do. | 356 | 740,500 00 |
| Stock of the fire and marine insurance company, | 1,728 50 | 1,728 50 | Fives, do. | 577,015 | |
| Banking houses, | 23,980 69 | 27,180 01 | Tens, do. | 347,630 | |
| Other real estate, | 51,286 10 | 52,741 41 | Twenties, do. | 147,960 | |
| Gold and silver coin, | 304,910 13 | 249,107 12 | Fifties, do. | 29,700 | |
| Notes of other banks, and checks, | 85,347 52 | 71,030 06 | Deposits, including certificates and partial payments on bills discounted, | 1,103,569 00 | 821,309 00 |
| Due by other banks, and bankers, | 190,500 06 | 154,420 97 | Due to other banks, and bankers, | 179,908 82 | 178,852 25 |
| | | | Dividends for Jan'y 1851 and Jan'y 1850, | 32,011 26 | 14,965 95 |
| | | | Bonus do. | 22,218 00 | 22,218 00 |
| | | | In transit between parent bank and branches, | 1,980 25 | 1,851 50 |
| | | | Surplus fund, after paying dividend and bonus, | 559 35 | 557 75 |
| | | | | 51,369 62 | 38,686 37 |
| | \$2,183,736 30 | \$1,819,041 82 | | \$2,183,736 30 | \$1,819,041 82 |

The amount of profits which accrued during the six months ending December 31, 1850, from "Dealings in exchange," was \$4854 48 cents. The last dividend was declared January 4, 1851, viz: three per cent. on the capital, exclusive of the new stock subscribed for the Jeffersonville office; the amount of the dividend being \$22,218. Of the capital stock, January 1, 1851, there is paid in \$771,575; unpaid instalments on the new stock subscribed for the Jeffersonville office, \$20,525; total, \$792,100.

Ohio County, ss:

Before the subscriber, a justice of the peace for Ohio county, in the state of Virginia, this day in my said county came Daniel Lamb, the cashier of the Northwestern Bank of Virginia, and made oath in due form that the foregoing statement is just and true, to the best of his knowledge and belief. Given under my hand this 13th day of January 1851.

JAMES BAKER, *J. P.*

We certify the foregoing statement to be correct, to the best of our knowledge and belief.

| | |
|--------------------------------|---------------------|
| J. C. CAMPBELL, <i>Pres't.</i> | |
| JAS. H. STOUT, | } <i>Directors.</i> |
| OTHO W. HEISKELL, | |
| JAS. PAULL, | |
| E. POLLOCK, | |
| LEWIS STEENROD, | |
| R. CRANGLE, | |

Wheeling, Va., Jan. 13, 1851.

AUDITOR'S OFFICE,
Richmond, February 19th, 1851.

SIR,—

I have the honor of transmitting to you herewith Statements, in answer to a Resolution of the Senate, passed on the 12th day of this month, "Showing the amount of money appropriated by the Legislature of Virginia for the pay, subsistence, &c. of the Regiment of Virginia Volunteers, in the War with Mexico," also, "the amount received by the Officers of the Regiment of Virginia Volunteers and upon what account," also, the "amount reimbursed by the United States to the State of Virginia on account of payments to the Virginia Volunteers," also, "the amounts outstanding upon the books of the Auditor's Office against the Officers of the Virginia Regiment of Volunteers, and upon what account said charges were made."

I am, with high respect,

Your obedient servant,

RO. JOHNSTON,

First Auditor.

To the Hon. **WILLIAM H. DENNIS,**

Speaker of the Senate of Virginia.

Amount of Money appropriated by the Legislature of Virginia for the Pay, Subsistence, &c. of the Regiment of Virginia Volunteers, in the War with Mexico.

| | | | |
|---|-------|----|--------------|
| Act of 9th December, 1846, Chap. 18, | - | - | \$ 10,000 00 |
| Act of 10th March, 1849, Chap. 19, | - | - | 6,000 00 |
| Act appropriating public revenue, 14th Mar. 1850, Chap. 1, | 1,000 | 00 | |
| Special Acts in favor of individual officers, entered hereafter, under date of payment. | | | |

Amount received by the Officers of the Regiment of Virginia Volunteers, and upon what account; by Warrants from the Auditor's Office, upon the Treasury.

1846.

Decem'r 28, To Lieut. T. W. Ashby, of Alexandria Company,
advanced on account of his pay, - - \$ 70 00

1847.

January 5, " Capt. Smith P. Bankhead for subsistence of his company, - - - 100 50

" 8, " Capt. Robert G. Scott, Jr., for pay of rejected members of his company, - - 18 79

" " Capt. J. W. Rowan, for subsistence and transportation of his company from Jefferson to Richmond, - - - 137 12

" 9, " Lieut. Geo. W. Chambers, of Berkeley company, advanced to pay for his Uniform, - 40 00

" " Capt. F. H. Archer, for subsistence, &c. of Petersburg company, - - - 165 21

" 11, " Capt. J. W. Rowan and his Lieutenants advanced on account of pay, &c., viz :
J. W. Rowan, Capt.
John Avis, Lieut.
L. B. Washington, Lieut.
W. McCormick, Lieut. - * 400 00

" 12, " Capt. Kenton Harper, for transportation of his company from Staunton to Richmond, - 232 50

" 13, " Lieut. Col. Thomas B. Randolph, advanced on account of his pay, &c. - - 180 00

Carried forward, - \$ 1,344 12

* Refunded 30th March, 1847.

Amount brought forward, - \$1,344 12

1847.

| | | |
|-------------|---|----------|
| January 16, | To E. G. Alburdis and O. H. Harrison, advanced to them, as Officers of Berkeley company, to meet sundry expenses, \$100 each, | * 200 00 |
| " | " Lieut. O. H. Harrison of Berkeley company, for pay of rejected members of that company, | 37 92 |
| " 19, | " Capt. S. Bankhead, for expenses incurred in enrolling and transporting recruits of his company, | 230 00 |
| " 20, | " Capt. John P. Young, for subsistence of his company of Portsmouth Volunteers, | 190 25 |
| " | " Capt. J. F. Preston, of Montgomery Volunteers, for pay to rejected members of that company, | 26 92 |
| " 21, | " Lieut. Geo. W. Chambers, of Berkeley company, advanced to defray expenses, | 25 00 |
| " | " Lieut. L. W. Gray of ditto, advanced to defray expenses, &c. | 75 00 |
| " 23, | " Capt. J. F. Preston, of Montgomery company, for subsistence, &c. of his company, | 318 31 |
| " 25, | " Lieut. Wm. M. Levy, of Portsmouth company, advanced on account of pay, &c. | 60 00 |
| " | " Lieut. E. T. Blamire, of ditto for ditto, | 60 00 |
| " | " Lieut. John R. Cooke, of ditto for ditto, | 60 00 |
| " | " Lieut. V. E. Geiger, of Augusta company, for transportation of Volunteers from Augusta to Richmond, | 52 50 |
| " | " Capt. O. E. Edwards, of Norfolk company, for subsistence of his company, | 123 50 |
| " 28, | " Capt. Jno. P. Young, of Portsmouth company, advanced on account, &c., | 100 00 |
| " | " Lieut. John R. Cooke, for subsistence of Portsmouth company, | 55 50 |
| " 30, | " Lieut. O. H. Harrison, medicines for Berkeley company, | 2 50 |
| Feb'y 18, | " Lieut. Fleming Gardner, of Montgomery company, for pay of that company for 22 days, from 15th December, 1846, to 7th January, 1847, | 491 83 |
| " 23, | " Capt. James F. Preston, of Montgomery company, and his Lieutenants, for pay and subsistence from 15th December 1846, to 6th January 1847, | 203 87 |
| " 25, | " Capt. Wm. B. Archer, advanced on account of his pay, &c. to be refunded, | 400 00 |

Carried forward. - \$4,057 22

* Advance to E. G. Alburdis, deducted in settlement 21st July, 1847.

Amount brought forward, - \$ 4,057 22

1847.

| | | | | | |
|---------------------------|-----|---|---|---|-------------|
| <i>March</i> | 24, | To Capt. E. C. Carrington, for amount allowed by Act passed the 22d <i>March</i> 1847, Chap. 254, for expenses, &c. | - | - | 779 38 |
| " | " | Capt. Kenton Harper, for expenses of raising his company allowed by Act passed the 19th <i>March</i> 1847, Chap. 255, | - | - | 101 60 |
| " | 27, | Capt. Henry Fairfax, for himself and his Lieutenants, for pay and subsistence of themselves and servants, prior to being mustered into service, | - | - | 151 86 |
| " | " | Capt. Henry Fairfax, for pay of his company prior to being mustered into service, | - | - | 200 03 |
| " | " | Same, for rations furnished and other expenses incurred for his company, prior to being mustered into service, | - | - | 285 20 |
| " | 30, | Capt. John W. Rowan for sundry expenses incurred in recruiting and organizing Jefferson Volunteers, | - | - | 401 39 |
| <i>July</i> | 19, | J. H. Collins in <i>advance</i> on account of expenses of recruiting service, | - | - | 50 00 |
| " | " | Richard Drake, ditto, ditto, | - | - | 50 00 |
| " | " | Wm. H. Pleasants, ditto, ditto, | - | - | * 50 00 |
| " | " | Dr. Chas. Millsbaugh, ditto, ditto, | - | - | † 50 00 |
| " | " | John F. Stagg, ditto, ditto, | - | - | ‡ 50 00 |
| <i>August</i> | 14, | Capt. W. A. Talbot, <i>advanced</i> to defray expenses to the city of Washington, | - | - | 50 00 |
| <i>Septem.</i> | 1, | Same, <i>advanced</i> to enable him to bring in deserters from his company, | - | - | 50 00 |
| " | 10, | Same, <i>advanced</i> to him, | - | - | 75 00 |
| " | 24, | Lieut. William H. Pleasants, for pay and subsistence of himself and servant, prior to being mustered into the United States service, | - | - | 89 70 |
| " | " | Capt. W. A. Talbot, for pay and subsistence, and balance due him on contingent account, after deducting the above advances, | - | - | 143 76 |
| <i>October</i> | 16, | Lieut. Charles Millsbaugh for pay, &c. prior to being mustered into the service of the United States, | - | - | 74 50 |
| " | " | Lieut. John J. Bunting, for pay, &c. as Lieut. and Private in Capt. Talbot's company, | - | - | 72 21 |
| " | 22, | Capt. Wm. A. Scott, for sundry expenses incurred by him in raising his company, | - | - | 215 00 |
| <i>Carried forward,</i> - | | | | | \$ 6,996 85 |

* Credit for this sum by order of the Executive.

† Credit allowed by the Executive for this sum on the 11th October, 1847.

‡ Credit allowed by the Executive for \$ 49 75 on the 11th October, 1847.

|| See 24th September 1847, amounts refunded.

| | | | |
|--------------------------------|-----|--|-------------|
| <i>Amount brought forward,</i> | | - | \$ 6,996 85 |
| 1847. | | | |
| <i>Novem'r</i> | 25, | To Capt. Wm. A. Talbot, amount of his draft on the Adjutant General, | 100 00 |
| <i>Decem'r</i> | 11, | " Lieut. W. A. Scott, for amount allowed by <i>Act passed 9th December 1847, Chap. 351,</i> | 110 62 |
| 1848. | | | |
| <i>April</i> | 12, | " Capt. O. E. Edwards, allowed by <i>Act of 1st April 1848, Chap. 333,</i> for expenses incurred by him in recruiting and subsisting his company of Volunteers, prior to their acceptance by the Governor, | 250 00 |
| 1849. | | | |
| <i>April</i> | 10, | " Capt. W. M. Robinson, for transportation of a part of his company to and from Richmond, | 30 00 |
| | 11, | " Same, for pay under Act of 10th March 1849, chap. 19, | 20 00 |
| <i>May</i> | 10, | " Robert H. Kinney, for pay as Private in Capt. Harper's company, from 27th November to 7th December 1846, \$2 33—and 30 days pay as 1st Lieutenant from 7th December 1846, to 6th January 1847, \$30, under Act of 10th March 1849, | 32 33 |
| | 31, | " John W. Rowan, for 22 days as Private in his own company from 1st to 23d Dec'r 1846, and 35 days as Capt. from 23d December 1846 to 27th January, 1847, under ditto, | 51 80 |
| <i>June</i> | 2, | " John Avis, for 22 days as Private in Captain Rowan's company, from 1st to 23d Decem. 1846, and 35 days as 1st Lieutenant from 23d December 1846, to the 27th Jan. 1847, under ditto, | 40 13 |
| | " | " E. C. Carrington, for 9 days as Private in Capt. Carrington's company from 18th to 27th November 1846, and 19 days as Captain from 27th November 1846, to 16th Jan'y 1847, under ditto, | 27 43 |
| | 8, | " William H. Pleasants, for 79 days as Private in Capt. Talbot's company, from 15th May to the 2d August, 1847, \$18 43 and as Senior 2d Lieut. from 2d August to 27th November, 1847, | 98 33 |
| | | | 116 76 |
| | | Deduct pay heretofore allowed, | 89 70 |
| | | | 27 06 |
| | | <i>Carried forward,</i> | \$ 7,686 22 |

| | | | | |
|---------------------------------|-----|--|---|-------------------|
| | | <i>Amount brought forward,</i> | - | \$ 7,686 22 |
| 1849. | | | | |
| <i>June</i> | 11, | To A. R. Shands, for 10 days as Private in Capt. Robinson's company, from 26th December 1846, to 5th January 1847, and 11 days as 2d Lieutenant, from 5th to the 15th Jan'y 1847, under ditto, | - | 11 50 |
| " | " | C. Millspaugh, for 79 days as Private in Capt. Talbot's company, from 15th May to 2d August 1847, and as Junior 2d Lieutenant, from 2d August to 27th November 1847, 118 days, | - | 116 76 |
| Deduct pay heretofore allowed, | | | | 25 00 |
| | | | | <hr/> 91 76 |
| " | 22, | " Benjamin G. Waters, for 18 days as Private in Capt. Corse's company \$4 20, and 19 days as 2d Lieutenant, from 9th to 30th December 1847, under ditto, | - | 21 70 |
| <i>July</i> | 7, | " George A. Porterfield, for 19 days as Private in Capt. Carrington's company \$2 10, from 18th to 27th Nov. 1846, and 19 days as 1st Lieut. from 27th Nov. to 16th Dec. '46, \$19, | - | 21 10 |
| " | 14, | " Lindsay M. Shoemaker, for 1 day as Private in Wm. B. Archer's company, from 10th to 11th Jan. 1847, 23 cts.—and 45 days as 1st Lieut. from 11th of Jan. to 25th Feb'y 1847, \$45, | - | 45 23 |
| " | 21, | " E. G. Alburdis, for 31 days as Private from 21st Nov. to 22d Dec. 1846, \$7 23, and 30 days as Captain, from 22d Dec. 1846, to 21st Jan. 1847, \$40, | - | 47 23 |
| " | " | " Same, for sundry expenses of raising his company, | - | \$ 126 58 |
| Deduct advanced 16th Jan. 1847, | | | | 100 00 |
| | | | | <hr/> 26 58 |
| 1850. | | | | |
| <i>March</i> | 27, | " Robert F. Astrop, for money expended and services rendered as 2d Lieut. under Act of 28th February 1850, Chap. 301, | - | 99 33 |
| | | | | <hr/> \$ 8,050 65 |
| | | | | <hr/> <hr/> |

Amount reimbursed by the United States to the State of Virginia, on account of Payments to the Virginia Volunteers.

1847.

July 31, Amount paid into the Treasury by William H. Richardson on the following account :

Received by him from sundry Officers of the Volunteers for commutation for clothing, \$16,261 57

Received from Lt. Gardner on draft from State Treasurer (exchanged), 491 83

16,753 40

Deduct sundry disbursements, 15,763 10

* 990 30

1848.

Jan'y 7, Received of William H. Richardson, Adjutant General on account of the advances made by the State to the Volunteers, and refunded by the General Government, - - - 6,218 73

19, Ditto, ditto, ditto, 315 40

1850.

June 14, Received of the United States, through Richard M. Heath, Agent, on account of expenses incurred for Volunteers, - - - 5,752 02

" Ditto for premium on draft for \$ 5,752 02, received by the Agent, and paid into the Treasury, - 21 57

1850.

June 27, Received of the United States, through Richard M. Heath, Agent, on account of expenses incurred for Volunteers, - - - 2,302 03

* This sum although entered under this caption, was not received directly from the United States, but is the surplus of payments made to the Officers for commutation of six months clothing, and turned over by them to Adjutant General Richardson, Clothing having been provided at the cost of the State.

Amounts outstanding upon the Books of the Auditor's Office, against the Officers of the Virginia Regiment of Volunteers, and upon what account said charges were made.

| | | |
|--|--------|-------------|
| Lieut. T. W. Ashby, | | |
| 1846. Dec'r 28—Advance on account of his pay, | - | \$ 70 00 |
| Lieut. George W. Chambers, | | |
| 1847. Jan'y 9—Advance to pay for his Uniform, | | \$ 40 00 |
| " 21—Ditto to defray expenses, | 25 00 | |
| | <hr/> | 65 00 |
| Lieut. Col. Thomas B. Randolph, | | |
| 1847. Jan'y 13—Advance on account of his pay, &c. | 180 00 | |
| Refunded 15th Feb. 1847, | 80 00 | |
| Ditto 11th Aug. 1847, | 80 00 | 160 00 |
| | <hr/> | 20 00 |
| Lieut. O. H. Harrison, | | |
| 1847. Jan'y 16—Advance to meet expenses, | - | 100 00 |
| Lieut. L. W. Gray, | | |
| 1847. Jan'y 21—Advance to defray expenses, | - | 75 00 |
| Lieut. Wm. M. Levy, | | |
| 1847. Jan'y 25—Advance on account of pay, &c. | - | 60 00 |
| Lieut. John R. Cooke, | | |
| 1847. Jan'y 25—Advance on account of pay, &c. | - | 60 00 |
| Lieut. E. T. Blamire, | | |
| 1847. Jan'y 25—Advance on account of pay, &c. | - | 60 00 |
| Capt. John P. Young, | | |
| 1847. Jan'y 28—Advance on account, &c. | - | 100 00 |
| Capt. William B. Archer, | | |
| 1847. Feb'y 25—Advance on account of his pay, &c. | - | 400 00 |
| Lieut. J. H. Collins, | | |
| 1847. July 19—Advance on account of expense of recruiting, | 50 00 | |
| Lieut. Richard Drake, | | |
| 1847. July 19—Advance on account of expense of recruiting, | 50 00 | |
| Lieut. John F. Stagg, | | |
| 1847. July 19—Advance on account of expense recruiting, | 50 00 | |
| " Oct. 11—Expenses allowed by the Executive, | 49 75 | 25 |
| | <hr/> | |
| | | <hr/> <hr/> |
| | | \$ 1110 25 |

The foregoing Officers to whom advances were made, may be entitled to credits under the Act of 10th March, 1849, upon final settlement.

RO. JOHNSTON,

First Auditor.

Auditor's Office, Feb. 18, 1851.

[*DOC. NO. 8.*]

INTERNAL IMPROVEMENT.

STATEMENTS OF THE SECOND AUDITOR

CALLED FOR BY A

RESOLUTION OF THE SENATE

OF

THE 26th FEBRUARY, 1851.

Printed by order of the Senate, March 29, 1851.

(COPY.)

In the SENATE, FEBRUARY 26, 1851.

The following Resolution was adopted by the Senate:—

Resolved, That the Second Auditor report to the Senate a statement containing a list of the Internal Improvement Companies of the State, arranged in Alphabetical order, and showing the date of the Charter, the Termini, and length of each Improvement according to its Charter, and the Towns and Counties through which the same may run; also, showing the amount of Capital Stock and the amount thereof held or to be held by the State in said Companies, and which are organized and which are unorganized—together with the amount of Loans and Guarantees for each Company.

J. PENNYBACKER, C. S.

SECOND AUDITOR'S OFFICE, 29th March, 1851.

SIR,—

In compliance with a Resolution of the Senate of 26th February last, a copy of which is hereto prefixed, I have the honor to submit the accompanying Statements marked A, B and C, which you will please lay before that Honorable Body.

The first is a complete List in Alphabetical order of all the Internal Improvements to which the State has contributed, down to the 30th September. 1850.

The second statement is a similar list continued from the above date to the 1st March, 1851, embracing improvements to which similar contributions have been made.

The third is a list of all Companies to which State subscriptions have been authorised, and of whose organization no information had been received down to the 1st March, 1851; and to which, consequently, the authorised subscriptions had not been made. A portion of the Acts incorporating the improvements embraced in this Statement have expired, unless revived during the present Session of the General Assembly.

The aggregate amount of subscription and appropriations on State account, made and binding on the State, (including loans,) agreeably to column two of Statements A and B, is \$16,629,774 86. This sum represents, it is believed, the maximum, which can be required from the State on account of the particular improvements designated in those Statements under Acts previous to those passed at the present Session.

The third column of Statement A, shows that the loans made to Companies by the State amount to \$2,697,204, and the fourth column of the same statement shows the amount of Bonds of Corporations and Companies guaranteed by the State to be \$3,947,894.

The Companies or Improvements which are italicised in Statement A, have either been discontinued and abandoned, or sold, or merged in other improvements. The aggregate payments, on account of them by the State, amount to \$1,146,800 54.

The Counties and Towns through which the several improvements pass, are designated with as much accuracy as the accessible information would admit of.

I have the honor to be,

With great respect,

Your most obedient servant,

J. BROWN, Jr., *Second Auditor.*

To the Honorable

the Speaker of the Senate.

[Doc. No. 8.]

(A.)

LIST OF INTERNAL IMPROVEMENTS,

EXHIBITING THE INFORMATION CALLED FOR BY A RESOLUTION OF THE SENATE OF THE 26TH OF FEBRUARY, 1851.
(BROUGHT DOWN TO THE 30TH SEPTEMBER, 1850.)

| Names of Organized Companies and State Improvements. Completed or in progress. | Dates of Charters. | TERMINI. | | Length of each improvement, in miles or fathoms. | Counties and Towns through which each improvement passes. | Capital Stock of each company. | Amount of Stock held and to be held in each Com- pany or State Towns to each company improvement. | Amount of guarantee to compa- nies made or author- ized. |
|--|-----------------------|--------------------|---|--|--|--------------------------------------|---|---|
| | | From | To | | | | | |
| Alexandria Canal Company, | 1 Mar. 1817, | Georgetown | Alexandria, | 7 | | \$ 680,000 00 | \$ 372,000 00 | \$ 43,520 |
| Alleghany and Huntersville road, | 13 Mar. 1849, | Shumate's Tavern | Warm Springs & } Huntersville road } | 14 | Alleghany, Pocahontas, and Bath, | | 5,600 | |
| Ashby's Gap Turnpike Company, | 3 Feb. 1809, | Aldie | Berry's Ferry, | 20½ | Loudoun, Fairfax, Clarke, | 133,050 | 14,000 | |
| Augusta Springs Turnpike Com'y, | 19 Feb. 1835, | Staunton | Augusta Springs, | 13 | Augusta, | 5,000 | 2,000 | |
| Berryville Turnpike Company, | 19 Feb. 1830, | Custleman's Ferry | Winchester, | 15½ | Clarke, Winchester in Frederick, | 26,700 | 14,300 | |
| Berryville & Charlestown Turn. Co. | 12 Mar. 1847, | Berryville | Charlestown, | 12½ | Clarke, Jefferson, | 35,000 | 21,000 | |
| Beverly and Fairmont road, | 14 Jan. 1848, | Beverly | Fairmont, | 63 | Randolph, Philippi in Barbour, | | 42,000 | |
| Lower Appomattox Company, | 8 Dec. 1834, | Petersburg | Mouth Appomattox, | 12 | Prattstown in Taylor, Marion, | 40,000 | 16,000 | |
| Upper Appomattox Company, | 1 Dec. 1795, | Petersburg | Farmville, | 95½ | Chesapeake, Chesterfield, Amelia, | 181,100 | 60,500 | |
| Buchanan Turnpike Company, | 15 Feb. 1849, | Buchanan | Dibrell's Springs, | 16 | Powhatan, Cumberland, Pr. Edward, | 15,000 | 5,400 | |
| Blue Ridge Turnpike Company, | 17 Mar. 1849, | Gordonsville | New Market and } Perryville road } | 56 | Botetum C. House, Madison C. House, | 120,000 | 80,000 | |
| Blue Ridge Railroad, | 5 March 1849, | Blair Park | Waynesboro', } North Branch of } | 12 | Laray in Page County, | | 600,000 | |
| Cacapon & North Branch Turnp. Co. | 3 April 1838, | Cacapon Bridge | the Potomac, | 36 | Albemarle, Augusta, | 30,000 | 12,000 | |
| Cartersville Bridge Company, | 3 March 1819, | Cartersville | | | Hampshire, | | | |
| Charleston & Point Pleasant Turn. Co. | 23 Jan. 1835, | Charleston | Point Pleasant, | 54 | Cartersville, | 24,300 | 6,700 | |
| Charleburg & Buchanan Turnp. Co. | 9 Feb. 1846, | Charleburg | Buchanan, | 25 | Kanawha, Putnam C. House, Mason, | 60,500 | 28,500 | |
| Charleburg & Philippi Turnpike Co. | 13 Mar. 1846, | Charleburg | Philippi, | 22 | Lewis, Harrison, | 15,000 | 8,000 | |
| Chester & Ohio Canal Company, | 27 Jan. 1824, | City of Washington | Cumberland, | 185½ | Harrison, Barbour, | 10,000 | 6,000 | |
| Cheat River Toll Bridge, | 8 March 1842, | Cheat River | | | Williamsport and Hancock in Maryland, | 8,226,190 39 | 361,111 11 | |
| City Point, (Now Appomattox R. R.) | 26 Jan. 1836, | Petersburg | City Point, | 9½ | Dinwiddie, | 10,000 | 6,000 | |
| Coal River Navigation Company, | 17 Mar. 1849, | Covington | Peytoons, | 35 | Boone, Kanawha, | 150,000 | 110,000 | 50,000 |
| Covington Bridge, | 23 Jan. 1833, | Covington | | | Alleghany, | 6,000 | 5,607 07 | |
| Dragon Swamp Navigation Compa. | 3 April 1838, | Dragon Swamp | Joyce's Creek, | 5 | Middlesex, | 5,000 | 2,600 | |
| Diswal Swamp Canal Company, | 1 Dec. 1787, | Deep Creek | | 33 | Norfolk County, | 486,000 | 190,000 | |
| Fancy Gap Road (from North Carolina to Wytheville.) | 17 Jan. 1818, | North Carolina | South Westmoreland | 13 | Wythe, Carroll, | | 2,000 | |

[illegible]

(A.)—Continued.

6

| Names of Organized Companies and State Improvements Completed or in Progress. | Dates of Charters. | TERMINI. | | Length of each improvement in years. | Counties and Towns through which each improvement passes. | Capital, Stock of each company. | Amount of Stock held and to be held in each Company or State Im- provement. | | Amount of Loans to each Company authorized. | Am't of guarantee to compa- nies made or author- ized. |
|---|-----------------------|------------------|--------------------------------------|--|--|---------------------------------------|--|---|--|---|
| | | From | To | | | | 1 | 2 | 3 | 4 |
| <i>Lafayette and Ingalls Ferry turn. Co.</i> | 4 Mar. 1838. | Lafayette | Brought forward, | 1920 ½ | Montgomery, Ronoke, — (Merged into Southwestern Road.) | \$17,454,506 15 | 7,562,344 78 | | 1,972,904 68 | 2,903,530 |
| <i>Leesburg Turnpike Company.</i> | 3 Feb'y 1808. | Leesburg | Ingalls' Ferry, | 24 | | 15,000 | 4,500 | | | |
| <i>Lewisburg and Blue Sulphur Springs Turnpike Company.</i> | 12 Mar. 1834. | Lewisburg | Blue Sulphur Springs, | 14 ½ | Loudoun, | 50,400 | 41,450 | | | |
| <i>Leesburg and Snickers Gap turn. Co.</i> | 9 Feb'y 1831. | Leesburg | ¾ way of the Blue Ridge Mountain, | 15 ½ | Greenbrier, | 12,500 | 5,000 | | | |
| <i>Lexington and Covington Turn. Co.</i> | 19 Feb'y 1829. | Lexington | Covington, | 16 ½ | Loudoun, | 50,000 | 22,000 | | | |
| <i>Little River Turnpike Company.</i> | 5 Jan'y 1802. | Alexandria | Aldie, | 42 ½ | Rockbridge, Alleghany. | 36,000 | 14,400 | | | |
| <i>Little Stone Gap Road.</i> | 7 March 1848. | Head of Powell's | Big Glades, | 33 ½ | Fairfax Courthouse, Loudoun, | 150,000 | 12,550 | | | |
| <i>Lynchburg and Buffalo Springs turn.</i> | 10 Mar. 1837. | Lynchburg | South River, | 9 ½ | Lee, Scott, | 25,000 | 3,600 | | | |
| <i>Lynchburg and Salem Turn. Co.</i> | 7 Feb'y 1816. | Lynchburg | Potomac River | 61 | Amherst, Rockbridge, | 103,700 | 10,000 | | | |
| <i>Martinsburg and Potomac Turn. Co.</i> | 17 Mar. 1849. | Martinsburg | near Williamsport | 12 ½ | Berkeley, | 30,000 | 18,000 | | | |
| <i>Martinsburg & Winchester turn. Co.</i> | 20 Jan'y 1849. | Martinsburg | Winchester, | 22 ½ | Berkeley, Frederick, | 45,000 | 27,000 | | | |
| <i>Marshall and Ohio Turnpike Co.</i> | 11 Feb'y 1848. | Elizabethtown | Wheeling, | 9 ½ | Marshall, Ohio, | 20,000 | 12,000 | | | |
| <i>Manchester and Petersburg turn. Co.</i> | 16 Feb'y 1816. | Manchester | Petersburg, | 20 | Cheslerfield, Dinwiddie, | 100,000 | 5,600 | | | |
| <i>Middle Turnpike Company.</i> | 14 Feb'y 1818. | Dranesville | Difficult Run Bridge, | 17 | Alexandria, Fairfax, | 60,000 | 23,900 | | | |
| <i>Millboro' & Carr's Creek turn. Co.</i> | 13 Mar. 1832. | Millboro' | Carr's Creek, | 10 | Bath, Rockbridge, | 5,000 | 2,000 | | | |
| <i>Moorfield & North Branch turn. Co.</i> | 22 Mar. 1847. | the Potomac | Franklin, | 75 | Hampshire, Moorfield in Hardy, Franklin in Pendlepen, (Abandoned.) | 55,500 | 32,300 | | | |
| <i>Monongalia Navigation Company.</i> | 2 Mar. 1821. | Moorfield | Northwestern turnpike near | 26 | Hardy. | 20,937 20 | 8,180 | | | |
| <i>Moorfield and Alleghany Turn. Co.</i> | 15 Mar. 1849. | Moorfield | Stoney River, | 38 | Monongalia, Evansville in Preston, Barbour, Harrison, | 15,000 | 13,500 | | | |
| <i>Morgantown & Bridgeport Turn. Co.</i> | 15 Mar. 1849. | Morgantown | Bridgeport, | 35 | Bockbridge, Botetourt, — (Sold.) | 22,000 | 13,200 | | | |
| <i>Natural Bridge Turnpike Company.</i> | 29 Feb'y 1836. | Ridge Canal | Clifton Forge, | 30 ½ | Shenandoah, Rappahannock, Page, Frederick, Romney in Hampshire, Hardy, Preston, Pruntytown in Taylor, Clarksburg in Harrison, West Union in Doddridge, Ritchie, Wood, | 16,000 | 6,400 | | | |
| <i>New Market & Sperryville turn. Co.</i> | 6 Mar. 1848. | New Market | Sperryville, | 237 | | 100,000 | 60,000 | | | |
| <i>Northwestern Turnpike Road.</i> | 19 Mar. 1831. | Winchester | Parkersburg, | | | | 452,614 97 | | | |
| <i>Orange and Alexandria Railroad,</i> | 27 Mar. 1848. | Alexandria | Gordonsville, | 88 ½ | Fairfax, Culpepper C. House, Orange Court House, | 900,000 | 540,000 | | | |

(A.)—Continued.

| Names of Organized Companies and State Improvements Completed or in Progress. | Dates of Charters. | TERMINI. | | Length of each improvement in miles | Counties and Towns through which each improvement passes. | Capital Stock of each company. | Amount of Stock Added to be Added each Company or State Improvement. | Amount of Loans to each Company | Amount of guarantees made to or author- ized. |
|---|-----------------------|-------------------|--------------------|---|--|--------------------------------------|---|---------------------------------------|---|
| | | From | To | | | 1 | 2 | 3 | 4 |
| Staunton and Parkersburg Road, | 16 Mar. 1838, | Staunton | Brought forward, | 4,469 3/4 | Brought forward, | \$24,954,955 01 | 11,987,115 02 | 2,592,204 49 | 3,043,520 |
| Shepherdstown & Smithfield turn. co. | 31 Jan'y 1816, | Shepherdstown | Parkersburg, | 294 | Augusta, Monterey in Highland, Bev- | | 273,377 51 | | |
| Stazerville and Salem Road, | 1 Feb'y 1817, | Salem | Smithfield, | 13 | edly in Randolph, Buchanan and | 46,686 75 | 18,575 | | |
| Snickers Gap Turnpike Co., | 29 Jan'y 1810, | Aldie | Stazerville, | 38 | Jefferson, | 11,000 | 11,000 | | |
| Smithfield, Charlottesville and Har- | 29 Jan'y 1810, | Aldie | Snickers' Ferry, | 17 | Harrison, Doddridge, Tyler, | 85,275 | 20,000 | | |
| pers Ferry Turnpike Co., | 18 Feb'y 1830, | Smithfield | Harpers Ferry, | 15 | Aldie in Loudoun, Clarke, | 37,750 | 14,000 | | |
| Smiths River Navigation Co. | 24 Mar. 1846, | Month of Smith's | White Falls, | 66 | Charlestown, Jefferson, | | 7,200 | | |
| Swift Run Gap Turnpike Co. | 11 Jan'y 1810, | Federicksburg | Orange Courthouse, | 36 3/4 | Patrick, Henry, | 12,000 | 50,100 | | |
| Southwestern Turnpike Road, | 28 June 1846, | Buchanan | Tennessee Line, | 179 | Spotsylvania, Orange, | 119,800 | | | |
| Tazewell Ct. H. & Ferry Gap road, | 17 Mar. 1849, | Tazewell C. House | Wytheville, | 82 3/4 | Boisfort, Salem in Roanoke Chris- | | 548,000 | | |
| Tazewell C. H. and Richlands road, | 30 Jan'y 1850, | Tazewell C. House | Richlands, | 23 | iansburg in Montgomery, Newbern | | 19,200 | | |
| Tye River and Blue Ridge turnpike, | 11 Mar. 1818, | Massie's Mill | Blue Ridge, | 32 3/4 | in Pulaski, Wytheville in Wythe, | 6,000 | 8,000 | | |
| Valley Turnpike Company, | 34 Mar. 1838, | Winchester | Staunton, | 92 | Marion in Smyth, Abingdon in Wash- | | 2,500 | | |
| Virginia and Tennessee Railroad, | 24 Mar. 1848, | Lynchburg | Tennessee Line, | 210 | ington, | 425,000 | | | |
| Virginia Central Railroad, | 18 Feb'y 1838, | Richmond | Covington, : | 250 | Tazewell, Carroll, Wythe, | | 285,000 | 25,000 | 20,574 |
| Virginia and Maryland Bridge, | 17 Mar. 1849, | Shepherdstown | Alum Springs, | 58 | Tazewell, Nelson, | | 1,636,364 | | |
| Warm Springs & Harrisonburg turn. | 29 Jan. 1850, | Harrisonburg | Pennsylvania | 6 | Middletown and Newtown in Freder- | | 900,000 | | |
| Wellsburg & Washington turnpike, | 2 Mar. 1832, | Wellsburg | State Line | 8 | ick, Woodstock, Mount Jackson & | | 10,000 | | |
| Wellsburg and Bethany turn. co. | 15 Mar. 1849, | Wellsburg | Bethany | 106 | NewMarket in Shenandoah, Harris- | | 12,000 | | |
| Weston and Gauley Bridge Turn. | 25 Mar. 1848, | Weston | Falls of the Great | 48 | burg and Mt. Crawford in Rocking- | | 7,133 33 | | |
| Weston and Fairmont Turnpike Co. | 9 Mar. 1848, | Weston | Kanawha, | | ham, Mount Sidney in Augusta, Sa- | | 14,900 | | |
| | | | Fairmont, | | liberty in Bedford, Buford's Gap, Sa- | | 27,000 | | |
| | | | | | lemen in Roanoke, Montgomery and | | 45,000 | | |
| | | | | | Newbern in Pulaski, Wytheville in | | 27,000 | | |
| | | | | | Wythe, Smyth, Washington, | | 27,000 | | |
| | | | | | Hendrix, Hanover Ct. House, Louisa | | 27,000 | | |
| | | | | | C. House, Gordonsville in Orange, | | 27,000 | | |
| | | | | | Charlottesville in Albemarle, | | 27,000 | | |
| | | | | | Waynesboro' and Staunton in | | 27,000 | | |
| | | | | | Augusta, Bath, Alleghany, | | 27,000 | | |
| | | | | | Jefferson, | | 27,000 | | |
| | | | | | Rockbridge, Augusta, Bath, | | 27,000 | | |
| | | | | | Brooke, | | 27,000 | | |
| | | | | | Brooke, | | 27,000 | | |
| | | | | | Lewis, Braxton, Nicholas, | | 27,000 | | |
| | | | | | Lewis, Clarkeburg in Harrison, Marion, | | 27,000 | | |

| | | | | | | | | |
|--|---------------------------------|----------------------|------------------|---------------------------------------|------------------|------------------|--------------------------------------|-----------|
| Wheeling West Liberty & Beth- any Turnpike Co. Williamsport Turnpike Co. Winchester and Potomac R. road co. White and Salt Sulphur Springs Turnpike, City of Wheeling, City of Petersburg, (To be returned in a like amount in Southside Railroad Stock.) | 30 Mar. 1847, National Road, | Pennsylvania Line, | 18 | Wheeling, and West Liberty in Ohio, } | 35,000 | 21,000 | 500,000 323,500 3,947,894 4 | |
| | 15 Mar. 1849, Williamsport, | N. West. Turnpike, | 15 1/2 | Brooke, | 5,000 | 3,000 | | |
| | 5 April 1831, Harpers Ferry, | Winchester, | 32 | Frederick, Charlestown in Jefferson, | 300,000 | 150,000 | | |
| | 8 Jan'y 1834, Greenbrier, | Salt Sulph. Springs, | 20 1/2 | Union in Monroe, Greenbrier, | 10,000 | 4,000 | | |
| | 30 Mar. 1848, 26 Jan'y 1850, | - - - - | - - - - | - - - - | - - - - | - - - - | | |
| | | | 6079 1/2 | | \$30,932,350 09 | 16,092,664 86 | 2,897,204 69 | 3,947,894 |

NOTE.—The Improvements whose Titles are printed in Italics, are sold, abandoned, gone down or merged in other Works. The sum contributed towards them by the State amounts in the aggregate to \$1,146,800.

RECAPITULATION.

| | | | | |
|--|---|---|---|------------------|
| Column 1, Capital Stock of Companies, | - | - | - | \$ 30,932,350 09 |
| " 3, Amount of Loans to Companies, | - | - | - | 2,897,204 69 |
| " Total Amount of Capital Stock and Loans, | - | - | - | \$ 33,639,554 78 |
| " 4, Amount of Guarantees made or authorised to Companies, | - | - | - | 3,947,894 00 |
| " 5, Amount held by State in Companies and State Improvements including Loans, | - | - | - | 16,092,664 86 |

E. E.

Second Auditor's Office, March 23, 1851.

J. BROWN, JR. Second Auditor.

SUPPLEMENTARY STATEMENT OF ORGANIZED INTERNAL IMPROVEMENTS TO WHICH THE STATE HAS SUBSCRIBED
And which are not embraced in Statement (A.) of the 30th September, 1850, exclusive of those authorised at the Session of the General Assembly of 1850-51.
 (B.)
 (BROUGHT DOWN TO THE 1st MARCH, 1851.)

| <i>Names of Companies organized and Subscribed to by the Board of Public Works.</i> | <i>Date of Charter.</i> | <i>TERMINI.</i> | | <i>Counties and Towns through which each Improvement passes.</i> | <i>Capital Stock of each company.</i> 1 | <i>Amount of stock subscribed or appropriated by State to each Improvement.</i> 2 |
|---|--------------------------------|--|---|--|--|--|
| | | <i>From</i> | <i>To</i> | | | |
| Boydton and Petersburg Plank Road, | 19 Mar. 1850. | Boydton | Petersburg, Eastern Base of the Blue Ridge thence to Harrisonburg in Rockingham with branches to any place not exceeding 10 miles. | Mecklenburg, | 100,000 | 96,000 |
| Fredericksburg and Valley Plank road, | 2 Feb. 1850. | Fredericksburg | Winchester or any other intermediate point on the Valley road between Newtown & Winchester with branch from intersection with the Newtown and Berry's ferry road to White Post, | Green, Rockingham, | 100,000 | 60,000 |
| Front Royal Turnpike Company, | 9 Feb. 1850. | Front Royal | Some point on the West Union on the N. Western road } Barbee's Cross Roads | Frederick, | 40,000 | 24,000 |
| Hazel River Navigation Company, Kingwood and West Union Turnpike Company, | 31 Jan. 1850, 25 Mar. 1848. | West Union on the N. Western road } | Some point on the Navigation on the Rappahannock river | Preston, | 75,000 10,000 | 45,000 6,000 |
| Leeds Manor Turnpike Company, | 31 Mar. 1848. | Barbee's Cross Roads | Pendleton road near Parsons | Fauquier, | 5,000 | 2,000 |
| Moorfield and North Branch Turn. Co. | 11 Mar. 1850. | Moorfield, | River at Morgantown | Hardy and Hampshire, | 2,500 18,000 | 1,500 10,800 |
| Morgantown Bridge Company, | 11 Mar. 1850. | Over the Monongahela | To Baltimore and Ohio Railroad near Paddytown, | Hampshire, | 10,000 | 6,000 |
| New Creek and Hardy Turnpike Co. | 25 Feb. 1850. | Some Point on the Moorfield & Allegany Road. | On line of the Cuckapon and N. Branch Turnpike Co. | Hancock, | 5,000 | 2,000 |
| New Manchester Turnpike Company, | 4 April 1848. | Ohio River | Jordan's Mills or other point near Lexington, | - | 5,000 | 3,000 |
| North Branch Bridge, | 14 Jan. 1848, 14 Mar. 1850. | Across N. Branch of the Potomac | Intersecting the Baltimore and Ohio Railroad, Maryland | - | 100,000 | 60,000 |
| North River Navigation Company, | 2 Feb. 1850. | Its Mouth | - | - | 14,000 | 8,400 |
| Patterson's Creek Valley Turnpike } Company, | 17 Mar. 1849. | Hardy county Line | - | - | - | - |

| | | | | | | |
|--|----------------|--|--|--|------------|------------|
| Petersburg and Elizabethtown turn. co. | 11 Mar. 1850. | Elizabethtown | Parkersburg, | Wirt, Wood, | 8,000 | 4,800 |
| Potomac Bridge Company, | 10 Mar. 1850. | Potomac Furnace | Point Rocks, Maryland, | - | 40,000 | 16,000 |
| Raleigh and Grayson Road, | 4 Feb'y 1850. | Giles, Fayette & Kan- awha Turnpike | North Carolina Line, | - | 44,000 | 26,400 |
| Ravenswood and Reedy Creek Turn- pike company, | 16 Feb'y 1850, | Some point at or near three forks of Reedy Creek | Ravenswood on the Ohio River, | Wirt, | 10,000 | 6,000 |
| Road in Scott County, | 19 Mar. 1850. | Estilville | Some point on the Cumberland Gap road | Scott, | 6,000 | 3,600 |
| Sperryville and Rappahannock Co. | 27 Mar. 1850. | Sperryville | Some point at or near the head of Canel na- vigaton on the Rap- pahannock | Rappahannock, | 50,000 | 30,000 |
| Shinston Turnpike Company, | 7 Feb'y 1850. | Shinston by Lumberport | Salem & Sistersville tur- pikes | Harrison, Doddridge, Tyler, | 12,000 | 7,200 |
| Thornton's Gap Turnpike Company, | 19 Jan'y 1848. | Thornton's Gap | Kelly's Mill in Cul- peper county | Rappahannock, Culpeper Courthouse, | 75,000 | 45,000 |
| West Millford and New Salem turn- pike company, | 7 Mar. 1850. | North Western Turn- pike at or near Salem, Harrison county | Some point on the Staunton & Parkers- burg Road, | West Millford in Harrison County, Jane Lew } in Lewis County, | 12,000 | 7,200 |
| Winchester and Berry's Ferry turn. co. | 21 Jan'y 1848. | Winchester | Berry's Ferry | Frederick, | 25,000 | 15,000 |
| Wilson's Creek and Kanawha turn. co. | 30 Jan'y 1850. | Wilson's Creek | Kanawha Turnpike near Molly's Hill, | Wayne, | 6,000 | 4,000 |
| STATE IMPROVEMENTS.—Viz: | | | | | | \$ 832,500 |
| Fairmont and Wheeling Road, | 2 Feb'y 1850. | Fairmont | Wheeling, | Warren in Monongalia, Marshall, Wetzel } | \$ 489,900 | 25,800 |
| Guyandotte and Kanawha Road, | 2 Feb'y 1850. | Ed. Chapman's in Lo- gan county | Logan Courthouse, | and Ohio, | 5,000 | 1,500 |
| Rappahannock and Warren Road, | 2 Feb'y 1850. | Rappahannock | Gravelly Springs Gap, | Warren, | 2,000 | 1,400 |
| Road from Shannon's to Bluffs, | 7 Feb'y 1850. | Shannon's | Bluffs, | Logan, | 1,500 | 1,000 |
| Road from South Branch to Brocks Gap. | 7 Feb'y 1850. | South Fork, South Branch, Potomac, by Howard's Lick | Brocks Gap, | Rockingham, | 1,400 | 1,000 |
| Road fr. Smith C. H. to Plaster Banks, | 9 Feb'y 1850. | Smyth Courthouse | Plaster Banks, | Smyth County, | 1,500 | 1,000 |
| Road fr. Bluffs to Cum'land Gap Road, | 7 Feb'y 1850. | | | | 2,000 | 1,500 |
| | | | | | | \$ 832,500 |
| | | | | | | \$ 529,100 |

RECAPITULATION.

| | |
|---|---------------|
| Column 1. Capital Stock of Companies, | \$ 832,500 00 |
| " 2. Amount of Stock subscribed or appropriated by State to each Improvement, | \$ 489,900 00 |
| " 3. Amount appropriated to State Improvements. | 30,200 00 |
| | 529,100 00 |

E. E.

J. BROWN, Jr. Second Auditor.

Second Auditor's Office, March 28, 1851.

SUPPLEMENTARY STATEMENT OF INTERNAL IMPROVEMENTS NOT ORGANIZED.

To which the State has not subscribed, and which are not embraced in Statement (A) of the 30th September, 1850, exclusive, also, of those authorized at the Session of the General Assembly of 1850—1.——(BROUGHT DOWN TO 1st MARCH, 1851.)

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| | | | | | | |
|---|----------------------------------|-------------------------------|---|---------------------|--------------------|--------------------|
| Loudoun and Berlin Turnpike Company, | 25 Feb. 1850, | Leesburg Turnpike | Potomac River | Loudoun, | 30,000 | 18,000 |
| Mattaponi Navigation Company, | 22 Mar. 1847, | Archie Point King and Queen | opposite Berlin, Dunkirk Bridge, | - | 5,000 | 2,000 |
| Meherrin Navigation Company, | 8 Mar. 1848, | Hickford Greenesville County, | Up said river as far as practicable, | - | 100,000 | 40,000 |
| Monongalia Navigation Company, | 10 Mar. 1847, } 19 Mar. 1848, | Pennsylvania line upwards | Mouth of Elk creek, | - | 300,000 500,000 | 160,000 200,000 |
| New Shenandoth Company, | 34 Jan. 1848, | Orleans | Salem & Paris road, | Fauquier, | 5,000 | 3,000 |
| Orleans and Salem Turnpike Company, | 10 Mar. 1849, | Princeton | Red Sulph. Springs, | Mercer, Monroe, | 7,000 | 4,200 |
| Princeton and Red Sulphur Turnpike, | 7 Mar. 1850, | Newbern | Giles Courthouse, | Pulaski, Shannon's, | 10,000 | 6,000 |
| Pulaski and Giles Turnpike Company, | 9 Feb. 1850, | Some point near Stanardsville | Valley Turnpike, | Greene, | 100,000 | 60,000 |
| Rockingham Turnpike Company, | 18 Mar. 1850, | | Top of Alleghany Mountain, at Daniel's Run or some other gap, | Franklin, Floyd, | 1,000 | 600 |
| Road across the Alleghany Mountains } In Franklin and Floyd, | 11 Mar. 1850, | Base | Red and Blue Sulphur Turnpike, | - | 12,000 | 7,200 |
| Sweet and Salt Sulphur Springs Turn. | 15 Mar. 1849, | Sweet Springs by Salt Sulphur | Rappahannock river near Warrenton, | - | 20,000 | 12,000 |
| Warrenton and Rappahannock Turnpi. | 16 Mar. 1849, } 18 Mar. 1850, | Warrenton | | Fauquier, | | |
| | | | | | \$1,366,000 | 674,600 |

RECAPITULATION.

COLUMN 1.—Capital Stock of Companies not organized or not heard from, \$1,366,000 00
 “ 2.—Amount of State Subscriptions authorised to said Companies, but not made, 674,600 00

E. E.

J. BROWN, JR.

2D. AUDITOR.

SECOND AUDITOR'S OFFICE, March 28, 1851.

INDEX.

A.

ABSENCE.

Member not to be absent, unless sick,
(rule 1) 5

ACADEMIES.

Lebanon academy, 111, 112, 116, 124, 131
Wellsburg Female Seminary, 111, 112,
125, 146, 161
Buchanan Male academy, 131, 132, 142,
152, 161
Northumberland Academy, 139, 140, 144
Rockingham Male and Female aca-
demy, 165, 175, 197, 207
South Branch academical institute, 50, 52,
239, 242
Fairfax academy, 101, 102, 105,
110, 115

ADJOURNMENT.

Time fixed for daily meetings, 35
Resolution for recess of Senate from
10th Dec. to 6th Jan.; action and votes
thereon, 46, 47
Agreed to by House, 47
Motion to adjourn on 14th Jan.; vote
recorded, 62
To meet at 11 o'clock, 64
From Friday 17th to Monday 20th, 65
Motion to adjourn from 25th to 30th,
January; vote recorded, 67
From Friday Feb. 21st to 24th Feb.
Senate adjourn to 11 o'clock, 97
House resolution fixing time for ad-
journing *sine die*, 109
Motion to lay on table; vote recorded, 109
Resolution agreed to, 109
Motion to adjourn pending Election law;
votes recorded, 119, 120
Motion to adjourn until 4 o'clock on
11th March, 133
Motion pronounced out of order;
appeal taken, 133
Motion to take up resolution for adjourn-
ment of Senate until 1st Monday in
December; vote thereon, 126
Taken up; vote recorded, 140
Motions to amend; action thereon;
vote recorded, 140, 141
Resolution agreed to; vote recorded, 141
Agreed to by House with amendment, 148
Amendment agreed to, 148
Motion to adjourn; vote recorded, 135,
138, 160, 161, 206
House resolution rescinding day for
final adjournment, 170
Agreed to; vote recorded, 171, 172

Motions to adjourn; votes recorded, 174,
186, 190, 197

To nine o'clock, 212

Motion to rescind resolution for final
adjournment; vote recorded, 221

House resolution to postpone final ad-
jourment, 241

Action thereon; votes recorded;
agreed to, 241

House resolution informing Senate that
it cannot finish its business, 241

Resolution requesting House to return
resolution for final adjournment;
amendments thereto; action thereon;
votes recorded, 243

Final, of both Houses, 246

ADJUTANT GENERAL.

His report communicated by Governor, 25

See *Virginia Military Institute*.

See *Virginia Regiment of Volunteers*.

AGRICULTURAL CLUB.

Use of Senate Chamber granted to it, 70

AGRICULTURAL COMMISSIONER.

Bill authorising his appointment, 156

Committed, 157

Reported, 163

Passed; vote recorded, 227

AGRICULTURAL SOCIETY.

Invitation to Members and Speaker to
attend annual meeting, 92, 94

ALLEGHANY AND HUNTERSVILLE TURNPIKE.

Bill relating to it, 212

Committed, 213

Reported, 224

Passed, 236

Bill making appropriation to extend it, 223

Committed, 223

Reported, 231

Passed, 239

ALEXANDER, (Mathew)

See *Curry, (George W.)*

ALEXANDRIA & FREDERICKSBURG RAILROAD.

Bill to incorporate it, 165

Committed, 165

Reported, 168

Amended and passed, 184

Amendments agreed to by House, 191

ALLISON, (Robert)

Bill for his relief, 120

Committed, 121

Reported, 132

Laid on table, 163

Passed, 208

AMELIA COUNTY.

| | |
|---|-----|
| Bill relative to Courthouse of county ; | |
| committed, | 198 |
| Reported, | 201 |
| Passed, | 228 |

AMERICAN ASSOCIATION FOR ADVANCEMENT OF SCIENCE.

| | |
|-----------------------------------|----|
| Memorial transmitted by Governor, | 26 |
|-----------------------------------|----|

AMHERST COUNTY.

| | |
|-----------------------------------|------------|
| Memorials against and for Amherst | |
| County Turnpike, | 53, 81, 96 |
| Printed Doc. No. 4. | |

AMHERST COUNTY TURNPIKE COMPANY.

| | |
|---------------------------------------|-----|
| Bill to incorporate it, | 50 |
| Committed, | 51 |
| Reported, | 53 |
| Laid on table, | 54 |
| Memorials and petitions against it, | 81 |
| Printed Doc. No. 4. | |
| Taken up and indefinitely postponed ; | |
| vote thereon, | 220 |

APPEALS.

| | |
|--------------------------|---------------|
| From Speaker's decision, | 133, 201, 202 |
|--------------------------|---------------|

APPEALS, (Court of)

| | |
|---------------------------------------|-----|
| See <i>Special Court of Appeals</i> . | |
| House resolution to elect Judge, | 131 |
| Agreed to, | 132 |
| Election made, | 135 |

APPROPRIATIONS OF REVENUE.

| | |
|---|-----|
| Bill therefor, | 117 |
| Committed, | 118 |
| Reported ; amendments ; votes recorded, | 122 |
| Bill as amended passed, | 122 |
| Amendment agreed to by House, | 124 |

ARMORY.

| | |
|---|----------|
| Committee appointed, | 42 |
| Report of Superintendent referred to by | |
| Governor, | 25 |
| Report of Joint Committee, | 217, 218 |

ARNALL, (John T.)

| | |
|---------------------------|-----|
| Bill for his relief, | 165 |
| Committed, | 165 |
| Reported, | 175 |
| Rejected ; vote recorded, | 216 |

ARTILLERY.

| | |
|--------------------------------------|----|
| House resolution for mounting Cannon | |
| for a Company attached to 97th Re- | |
| giment, | 71 |
| Agreed to by Senate, | 71 |

ASSEMBLY, (General)

See *General Assembly*.

ASSESSMENT OF LANDS.

| | |
|--|----|
| Bill concerning the re-assessment of lands | |
| in the State, | 68 |
| Committed, | 68 |
| Reported and passed, | 69 |

ATLAS MINING AND MANUFACTURING COMPANY.

| | |
|-------------------------------|-----|
| Bill to incorporate it, | 131 |
| Committed, | 132 |
| Reported, | 142 |
| Amended and passed, | 152 |
| Amendment agreed to by House, | 161 |

ATTACHMENTS.

| | |
|--|-----|
| Bill amending part of Code relating to | |
| attachments against vessels, | 191 |
| Committed, | 192 |
| Reported, | 201 |
| Passed, | 235 |

AUDITOR, (First)

| | |
|--|----------|
| See <i>Commissioners of Revenue</i> . | |
| See <i>Virginia Regiment of Volunteers</i> . | |
| Elected, | 101, 102 |

AUDITOR, (Second)

| | |
|--|----------|
| Elected, | 101, 102 |
| Resolution requiring him to make state- | |
| ments of works of Internal Improve- | |
| ments showing termini, capital, State | |
| subscription, &c. | 89 |
| Laid on table, | 89 |
| His communication on Internal Improve- | |
| ments ordered to be printed, | 221 |
| Printed Doc. No. 8. | |
| Bill allowing an additional Clerk in his | |
| office ; committed, | 207 |
| Reported, | 213 |
| Motion to postpone indefinitely : vote | |
| thereon, | 233 |
| Passed ; vote thereon, | 232, 233 |

AVIS, (John)

| | |
|----------------------|-----|
| Bill for his relief, | 120 |
| Committed, | 121 |
| Reported, | 132 |
| Laid on table, | 163 |
| Passed, | 208 |

AYES AND NOES.

See *Various subjects on which taken*.

B.

BAARE, (Eliza Jane)

| | |
|-------------------------------|----|
| Bill divorcing her, | 50 |
| Committed, | 50 |
| Amended and passed, | 64 |
| Amendment agreed to by House, | 66 |

BAIL.

| | |
|--------------------------------|-----|
| Bill allowing it, | 131 |
| Committed, | 132 |
| Reported, | 192 |
| Amendments agreed to by House, | 245 |

BALLS, (Caroline Octavia)

| | |
|--|----------|
| Bill to divorce her, | 101 |
| Committed, | 101 |
| Reported with recommendation to re- | |
| ject it, | 102 |
| Previous question moved ; vote recorded, | 102 |
| Amendment offered ; vote thereon, | 103, 104 |
| Passed ; vote thereon, | 104 |

BALTIMORE AND OHIO RAILROAD.

Governor's comments, 20, 21
 See *Northwestern Virginia Railroad.*

BANISTER RIVER.

Bill to constitute part thereof a lawful
 fence, 223
 Committed, 224
 Reported, 226
 Laid on table, 240
 Passed, 241

BANK OF COMMERCE.

Bill to incorporate it, 221
 Committed, 221
 Reported, 222
 Passed, 229

BANK OF THE OLD DOMINION.

Bill to incorporate it, 221
 Committed, 221
 Reported, 222
 Passed, 229

BANK OF VALLEY.

Governor communicates statements of
 condition of Bank; laid on table, 84
 Printed Doc. No. 6.

BANK OF VIRGINIA.

Statement of its condition transmitted by
 Governor, 63

BANKS.

Returns communicated by Governor, 25
 Governor communicates statements of
 condition of Bank of Valley and North-
 western Bank; laid on table, 84
 Printed Doc. No. 6.

Bill to establish Banks at Wheeling,
 Kanawha and Fincastle, 133
 Committed, 134

Amendments; action thereon; votes
 recorded, 195, 196

Motion to postpone indefinitely; vote
 recorded, 196

Re-committed, 196
 Reported, 208

Amended and passed, 229
 Amendments agreed to by House, 236

Merchants Bank of Virginia, 115, 125,
 158, 172, 187, 188, 189, 190,
 193, 194, 200, 201, 202, 203

Banks at Wheeling, Kanawha and Fin-
 castle, 133, 134, 195,
 196, 208, 229, 236

Merchants and Mechanics Bank of
 Wheeling, 139, 140, 144, 172

Several Bank bills made order of day, 179
 Branch Bank in Lewisburg, 186, 199,

222, 232, 233
 Independent Bank in Fairmont, 186,

199, 229, 236
 Central Bank, 131, 132, 134, 172, 194, 200

Independent Bank of Portsmouth, 207,
 213, 232, 245

Bank of the Old Dominion, 221, 222, 229
 Bank of Commerce, 221, 222, 229

Mechanics and Traders Bank of Nor-
 folk, 221, 222, 229

See *Exchange Bank.*

See *Merchants and Mechanics Bank of
 Wheeling.*

BEAZLEY, (Ann Rebecca)

Bill divorcing her, 191
 Committed, 192
 Reported, 199
 Passed, 212

BEDFORD SOUTHSIDE TURNPIKE.

Bill to incorporate it, 223
 Committed, 224
 Reported, 231
 Passed, 240

BELMONT IRON WORKS COMPANY.

Bill concerning its estate, 148
 Committed, 148
 Reported, 158
 Passed, 239

**BERKELEY COUNTY MUTUAL INSUR-
 ANCE COMPANY.**

Bill to amend its Charter, 188
 Committed, 187
 Reported, 199
 Amended and passed, 222
 Amendment agreed to by House, 236

**BERKELEY, FREDERICK AND HAMP-
 SHIRE TURNPIKE.**

Motion to incorporate it, 99, 100
 Rejected; vote recorded, 100

**BERKELEY AND HAMPSHIRE TURN-
 PIKE.**

Bill to incorporate it, 91
 Committed, 91
 Reported and laid on table, 92
 Amendment proposed; rejected; vote
 recorded, 99, 100
 Amended and passed; vote recorded, 100
 Amendment agreed to by House, 109

BEVERLEY AND FAIRMONT ROAD.

Bill amending act concerning it, 124
 Committed, 125
 Reported, 126
 Amended and passed, 150
 Amendments agreed to by House, 161

BIG BEED ISLAND RIVER.

Bill declaring it a highway, 111
 Committed, 112
 Reported, 125
 Passed, 149

BILLS.

How to be read and despatched, (rule 8,) 6
 Motions for second reading and com-
 mitment may be made at once, (rule 9,) 6
 May be delivered to members or printer
 taking receipts, (rule 11,) 6
 Question on bill to be stated by Speaker
 but not argued, (rule 15,) 6
 To pass to second reading without ques-
 tion, (rule 25,) 7
 Reading not to be interrupted, (rule 27,) 7
 Recommitment, (rule 28,) 7
 After third reading no alteration but
 such as are clerical permitted, (rule 28,) 7
 To remain for two days after passage or
 rejection and then to be communicated
 to House, (rule 29,) 8
 To what committees referred, (rules 34,
 35, 36, 37, 40,) 8

Committees to be called daily and bills
to be taken up as reported, (rule 41,) 8, 9
To be read twice by titles and committed,
(rule 46,) 9
New rule for taking up bills appropriat-
ing money, 113, 116
Not to be printed, 118
Motion that none shall be considered
after certain day; vote recorded, 141
Motion to alter rule requiring Clerk to
retain bills; laid on table, 159
Agreed to, 185
Not to be received or considered after
specified time, 211

BIRD, (Richard E.)

Voted for as Judge, 59, 60

BISMOUTH.

Where found, 40

BLACK LICK AND PLASTER BANKS TURNPIKE.

Bill providing for constructing road, 109
Committed, 109
Reported, 112
Amended and passed; vote record-
ed, 114, 115
Amendment agreed to by House, 120

BLACK WATER TURNPIKE.

Bill to incorporate it; committed, 207
Reported, 213

BLANKINSHIP, (Ann T.)

Bill divorcing her, 156
Committed, 157
Reported, 168
Passed, 212

BLIND.

See *Deaf, Dumb, and Blind Asylum.*

BLUE RIDGE TURNPIKE.

Bill to increase its capital, 104
Committed, 105
Reported, 109
Passed, 110

BOARD OF PUBLIC WORKS.

Their report referred to by Governor, 21
House resolution to designate place for
meeting of Board, 67
Laid on table, 67
Amended and agreed to, 68
Amendment agreed to by House, 69
Communicate desire to appoint Secretary
to Board, 134
Bill for the appointment of a Secretary, 242
Committed, 243
Reported; motion to postpone inde-
finitely, vote thereon, 244
Passed, 244

BONDS.

See *Coupon Bonds.*

Bill concerning the form of Bonds in
Civil Cases, 223
Committed, 224
Reported, 226
Passed, 240

BONDS OF PUBLIC OFFICERS.

Committee to examine them, to be ap-
pointed, (rule 38,) 8
Appointed, 42
Report of Committee, read and laid on
table, 189
Agreed to, 197

BOWDEN, (Henry M.)

Elected Sergeant at Arms, 3
BOYDTON AND PETERSBURG PLANK
ROAD COMPANY.

Bill incorporating it, 45
Committed; reported and passed, 45

BOYDTON AND PETERSBURG PLANK ROAD.

Amendment concerning it, 184
Reported, 233
Passed, 236
Bill to amend its Charter, 237

BOYDTON SAVINGS BANK.

Bill to incorporate it, 162
Committed, 162
Reported, 166
Amended and passed, 182
Amendments agreed to by House, 191

BRANDONVILLE, KINGWOOD AND EVANSVILLE TURNPIKE.

Bill to increase its capital, 156
Committed, 157
Reported, 163
Passed, 178

BRIDGES.

Comments of Governor on Wheeling
and Belmont Bridge Company, 29, 30
Indian Poll Drawbridge Company, 50,
51, 53, 54
Danville Toll-bridge company, 67
Wire Suspension Bridge at Wheeling, 73,
84, 96, 99
South Branch Bridge company, 86,
87, 89, 90
Bridge across New River, 117, 118,
121, 126, 163, 174
Fairmont and Palatine Bridge company, 124,
125, 126, 150
Guyandotte Bridge company, 133, 134
Morgantown Bridge company, 142,
143, 149, 155
Coal River Bridge company, 174, 175,
181, 222
Gulf Mills Bridge company, 174, 175,
181, 221
James River Bridge in Botetourt,
207, 213, 232
Gordon's and Milhado's Bridge, 212,
213, 215, 233, 245
Across Pamunkey River at Taylor's
Ferry, 223, 224, 226

BRIGADIER GENERALS.

House resolution to elect General for
24th Brigade, 50
Laid on table, 51
Taken up and agreed to, 54
Election made, 56

| | |
|--|----------|
| House resolution to elect General for 25th Brigade, | 50 |
| Laid on table, | 51 |
| Agreed to, | 51, 52 |
| Election made; vote recorded, | 55, 56 |
| House resolution to elect General for 26th Brigade, | 50 |
| Laid on table, | 51 |
| Agreed to, | 51, 52 |
| Election made; vote recorded, | 56, 57 |
| BROOKE, (Francis T.) | |
| His death announced by Governor, | 127 |
| BROWNSBURG. | |
| Bill concerning town, | 193 |
| Committed, | 193 |
| Reported, | 207 |
| Amended and passed, | 229 |
| Amendment agreed to by House, | 244 |
| BUCHANAN MALE ACADEMY. | |
| Bill to incorporate it, | 131 |
| Committed, | 132 |
| Reported, | 142 |
| Amended and passed, | 152 |
| Amendment agreed to by House, | 161 |
| BUFFALO TOWN. | |
| Bill to extend its limits, | 148 |
| Reported, | 158 |
| Passed, | 177 |
| BUFORD'S GAP AND BUCHANAN TURNPIKE. | |
| Bill to incorporate it, | 165 |
| Committed, | 165 |
| Reported, | 168 |
| Amended and passed, | 185 |
| House requested to return bill, | 187 |
| Bill returned to Senate, | 188 |
| Amended and passed, | 211 |
| Amendment agreed to by House, | 223 |
| BUSINESS. | |
| When unfinished business to be acted on, (rule 42.) | 9 |
| House inform Senate that business cannot be finished, | 241 |
| C. | |
| CANALS. | |
| Governor's Comments, | 12 to 21 |
| Subjects relative thereto, referred to Committee on Internal Improvement, (rule 40.) | 8 |
| Committee appointed, | 42 |
| See <i>Surveys</i> . | |
| CANNEL COAL. | |
| Where found, | 41 |
| CANNON. | |
| House resolution for mounting Artillery for a Company attached to 77th Regiment, | 71 |
| CAPITOL. | |
| See <i>Gas</i> . | |
| CAPITOL SQUARE. | |
| Stone wall recommended by Governor and proposition to purchase ground, | 28 |

| | |
|--|------------|
| CARROLL, (John) | |
| Voted for as Brigadier General, | 55, 56 |
| CATTLE. | |
| See <i>Live Stock</i> . | |
| CEDAR CREEK AND OPEQUON TURNPIKE. | |
| Bill incorporating it; committed, | 157 |
| Reported, | 163 |
| Amended and passed, | 177 |
| Amendments agreed to by House, | 191 |
| CEDAR HILL MINING COMPANY. | |
| Bill to incorporate it, | 131 |
| Committed, | 132 |
| Reported, | 142 |
| Passed, | 152 |
| CEMENT. | |
| Where found, | 41 |
| CENTRAL BANK OF VIRGINIA. | |
| Bill to incorporate it, | 131 |
| Committed, | 132 |
| Reported, | 134 |
| Order of day, | 179 |
| Amended and passed; vote recorded, | 194 |
| Action of House on amendments, | 200 |
| Action of Senate thereon; votes, | 203 |
| CENTRAL RAILROAD. | |
| Commented on by Governor, | 12, 13, 21 |
| CENTREVILLE AND SAINT MARY'S TURNPIKE. | |
| Bill to incorporate company, | 131 |
| Committed, | 132 |
| Reported, | 134 |
| Amended and passed, | 151 |
| Amendment agreed to by House, | 161 |
| CERTIFICATES OF ELECTIONS. | |
| Of Senators, referred to Committee, (rule 33.) | 8 |
| Committee appointed, | 41 |
| Report of Committee thereon, | 57, 58 |
| CHARLESTON & POINT PLEASANT TURNPIKE. | |
| Bill to increase its capital, | 142 |
| Committed, | 143 |
| Reported, | 149 |
| Passed, | 155 |
| CHARLESTON, RIPLEY & PARKERSBURG TURNPIKE. | |
| House resolution allowing time to execute its Charter, | 120 |
| Agreed to, | 121 |
| CHARLOTTE COUNTY. | |
| Bill for appointing Commissioner of the Revenue, | 48 |
| Committed; reported and passed, | 48, 49 |
| CHARLOTTESVILLE. | |
| Bill amending and enlarging its Charter; reported, | 226 |
| Passed, | 241 |
| CHARLOTTESVILLE TOWN HALL. | |
| Bill concerning it, | 109 |
| Committed, | 109 |
| Reported, | 112 |
| Passed, | 122 |

CHEMIST.

See *Agricultural Commissioner*.

CHRISTIANSBURG SAVINGS BANK.

Bill to incorporate it, 156

CHURCHES.

See *Lutheran Church*.See *German Reformed Church*.

CIRCUIT COURTS.

Governor announces death of Judges
Daniel Smith and Isaac R. Douglass, 43House resolution to fill vacancy occasioned
by death of Judge Smith;
agreed to by Senate, 43

Election made; vote recorded, 44

House resolution for election of Judge
for 13th Circuit, 51

Laid on table, 51

Amended and agreed to, 55

Amendment agreed to by House, 57

House resolution postponing election;
amended and agreed to by Senate;
amendment agreed to by House, 57Election entered into; votes recorded, 59
60, 61Second resolution to proceed to election;
agreed to by Senate, 62

Election made; vote recorded, 63

Bill to change Spring terms of Courts
in Lee, Scott, Russell, Tazewell,
Smyth and Washington, 102

Committed, 102

Reported and passed, 105

Bill changing time of holding Courts for
Nicholas and Fayette, 133

Committed, 134

Leave to sit during Session of House, 134

Reported and passed, 136

Bill to change time of holding Courts of
Marion, Lewis and Harrison, 181

Committed, 181

Reported, 187

Amended and passed, 187

Amendments agreed to by House, 198

Bill concerning special terms in Criminal
Cases, 223

Committed, 224

Reported, 226

Passed, 240

CLAIMS.

Committee to be appointed, (rule 34,) 8

Appointed, 42

CLARKSBURG AND BUCKHANNON
TURNPIKE.

Bill to increase its capital, 91

Committed, 91

Reported, 94

Amendment offered; motion to postpone
indefinitely; votes recorded, 94, 95

Committed to select committee, 95

Reported, 111

Amended and passed, 113

Amendment agreed to by House, 120

CLAYSVILLE.

Bill to incorporate town, 212

Committed, 213

Reported, 215

Amended and passed, 233

Amendment agreed to by House, 244

CLERK IN AUDITOR'S OFFICE.

Bill allowing additional Clerk in Second

Auditor's Office, 207

Committed, 207

Reported, 213

Motion to postpone indefinitely; vote
recorded, 233

Passed; votes thereon, 232, 233

CLERK OF SENATE.

Elected, 3

Rule for keeping records and papers,
(rule 11,) 6

Rule for Journals, (rule 14,) 6

Committee to be appointed to examine
his Office, (rule 44,) 9

Appointed, 42

To examine proof sheets of Journals and
correct errors, (rule 45,) 9To call committees daily for reports and
to keep docket of business, (rule 41,) 8, 9

Report of Committee on his Office, 66

Laid on table, 66

Report taken up and acted on, 71

CLERKS OF COURTS.

Bill concerning Clerk and Hustings

Court of Williamsburg; committed, 167

Reported, 168

Passed, 178

CLERKS OF FEDERAL COURTS.

House resolution to furnish them with

Acts of Assembly, 192

Agreed to, 192

COAL.

Where found, 41

COAL FIELD MINING COMPANY.

Bill to incorporate it, 186

Committed, 187

Reported, 199

Passed, 222

COAL LANDS.

Bill granting subterranean right of way
through mountains or hills, 167

Committed, 168

Reported, 181

Amended and passed, 217

Amendments agreed to by House, 236

COAL RIVER BRIDGE COMPANY.

Bill to incorporate it, 174

Committed, 175

Reported, 181

Passed, 222

COAL RIVER & KANAWHA MINING
AND MANUFACTURING COMPANY.

Bill to incorporate it, 186

Committed, 187

Reported, 199

Passed, 222

COAL RIVER AND OHIO MINING & MANUFACTURING COMPANY.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 186 |
| Committed, | 187 |
| Reported, | 199 |
| Passed, | 222 |

CODE OF VIRGINIA.

| | |
|---|-------------------|
| Bill to amend 6th Section of Chapter 79, | 52 |
| Committed, | 52 |
| Reported, | 54 |
| Amended and passed, | 54 |
| Amendment agreed to by House, | 61 |
| Bill suspending 42d Section of 38th Chapter of Code, | 69 |
| Committed, | 69 |
| Reported and laid on table, | 70, 110, 123, 192 |
| Motion to postpone it indefinitely; vote, | 235 |
| Amended and passed, | 235 |
| Amendments agreed to by House, | 245 |
| Bill to amend 4th Section of Chapter 101 of Code, | 70 |
| Committed, | 70 |
| Reported and laid on table, | 70, 71 |
| Amended and passed, | 73 |
| Amendments agreed to by House, | 81 |
| Bill to amend 11th Section of Chapter 108 of Code, | 74 |
| Committed, | 74 |
| Reported, | 75 |
| Laid on table, | 80 |
| House resolution authorising Public Printer to dispose of certain copies, | 74, 82, 84, 85 |
| Bill amending 4th Section of Chapter 176, | 131 |
| Committed, | 132 |
| Reported, | 142, 192, 234 |
| Amended and passed, | 235 |
| Amendment agreed to by House, | 245 |
| Bill amending 6th Section of Chapter 70, | 131 |
| Committed, | 132 |
| Reported, | 142, 192, 234 |
| Amended and passed, | 235 |
| Amendment agreed to by House, | 245 |
| Bill to correct error in printed copies, | 133 |
| Committed, | 134 |
| Reported, | 144, 192 |
| Reported with a substitute, | 234 |
| Amended and passed, | 235 |
| Amendment agreed to by House, | 245 |
| Eleventh Section of Chapter 108 rejected; vote recorded, | 145 |
| Motion to reconsider; votes thereon, | 145 |
| To be retained in Senate by Clerk, | 155 |
| Motion to take up; vote recorded, | 214 |
| Action thereon; vote recorded; bill passed, | 220 |
| Bill to repeal 10th and 11th Sections of 19th Chapter, | 162 |
| Committed, | 162 |
| Reported, | 166, 192 |
| Bill amending part relating to attachments against vessels, | 191 |
| Committed, | 192 |
| Reported, | 201 |
| Passed, | 235 |

| | |
|--|----------|
| Bill explanatory of Chapter 124th of Code concerning draining lands, | 191 |
| Committed, | 192 |
| Reported, | 201 |
| Motion to postpone indefinitely; vote, | 235 |
| Bill passed, | 235 |
| Bill to amend 20th Section of Chapter 14th of Code, | 198 |
| Committed, | 198 |
| Reported, | 201 |
| Amended and passed, | 235, 236 |
| Amendment agreed to by House, | 245 |
| Bill amending 61st Chapter, | 223 |
| Committed, | 224 |
| Amended and passed, | 240 |
| Disagreed to by House, | 241 |
| Action of Senate thereon; votes recorded, | 241 |
| Disagreement receded from by House, | 245 |
| Tenth and eleventh Sections of Chapter 19th, reported with substitute, | 234 |
| Amended and passed, | 235 |
| Amendment agreed to by House, | 245 |
| Bill amending Code; amendments amended and agreed to by House, | 242 |
| Disagreed to by Senate, | 242 |
| Amendments agreed to by House, | 245 |

COKE.

| | |
|--------------|----|
| Where found, | 41 |
|--------------|----|

COLLECTING OFFICERS OF GILMER COUNTY.

| | |
|------------------------|-----|
| Bill for their relief, | 181 |
| Committed, | 132 |
| Reported, | 151 |
| Laid on table, | 155 |
| Passed, | 172 |

COLLEGES.

| | |
|-----------------------------------|--------|
| Comments of Governor, | 24, 25 |
| See <i>Washington's Statute</i> . | |

COLONIZATION SOCIETY.

| | |
|------------------------------|----|
| Governor's comments thereon, | 30 |
|------------------------------|----|

COMBS, (Margaret A.)

| | |
|---------------------|----|
| Bill divorcing her, | 50 |
| Committed, | 50 |
| Reported, | 58 |
| Passed, | 61 |

COMMISSIONERS OF REVENUE.

| | |
|--|-----|
| Bill for appointing one for Charlotte co. | 48 |
| Committed; reported, | 48 |
| Passed, | 49 |
| House resolution requiring Auditor to furnish forms for Commissioners' books; committed, | 57 |
| Reported; laid on table, | 62 |
| Agreed to, | 71 |
| Bill concerning them, | 231 |
| Committed, | 231 |
| Reported, | 235 |

COMMITTEES.

| | |
|--|--------|
| Rules for appointment, (32, 33, 34, 35, 36, 37, 38, 39, 40, 45,) | 8, 9 |
| Reports when to be received daily, (rule 41,) | 8 |
| Committees to be called therefor, (rule 41,) | 8 |
| Appointed, | 41, 42 |

| | |
|---|--------------------|
| On Internal Improvement enlarged, Leave to Committee of General Laws to sit during Session, | 98 |
| COMPROMISE MEASURES. | |
| See <i>South Carolina</i> . | |
| CONFERENCE. | |
| House resolution for a committee of Conference, | 214 |
| CONGRESS, (Southern) | |
| See <i>South Carolina</i> . | |
| CONRAD, (Robert Y.) | |
| Voted for as Judge, | 59, 60, 61, 62, 63 |
| CONVENTION. | |
| See <i>South Carolina</i> . | |
| See <i>Gallaher's Register of Debates of Convention</i> . | |
| CONVERSATIONAL AGRICULTURAL CLUB. | |
| Use of Senate Chamber granted to it, | 70 |
| CONWAY, (Mary Ann) | |
| Bill divorcing her, | 51 |
| Committed, | 51 |
| Reported and laid on table, | 52 |
| Passed, | 53 |
| COPPER. | |
| Where found, | 40 |
| CORPORATION COURTS. | |
| See <i>Williamsburg</i> . | |
| COUNCILLOR. | |
| House resolution to proceed to election, | 46 |
| Amended and agreed to, | 46, 47 |
| Amendment agreed to by House, | 46, 47 |
| Election made; vote recorded, | 49 |
| COUNTIES. | |
| See <i>Craig County</i> . | |
| See <i>Pleasants County</i> . | |
| See <i>Upshur County</i> . | |
| COUPON BONDS. | |
| Bill authorizing their issue, | 124 |
| Committed, | 125 |
| Reported, | 142 |
| Order of day, | 152 |
| Reported, | 192 |
| Order of day, | 222 |
| Action on amendments and bill; votes recorded, | 225 |
| Bill passed, | 225 |
| Amendments agreed to by House, | 236 |
| House resolution authorising Treasurer to appoint person to sign them, | 243 |
| Rejected, | 243 |
| COURT OF APPEALS. | |
| See <i>Special Court of Appeals</i> . | |
| House resolution to elect Judge, | 131 |
| Agreed to, | 132 |
| Election made, | 135 |
| COURTS OF JUSTICE. | |
| Committee to be appointed, (rule 37,) | 8 |
| Appointed, | 42 |
| COWDERY, (G. W.) | |
| Bill for his relief, | 156 |
| Committed, | 157 |
| Reported, | 181 |
| Passed, | 217 |

CRAIG COUNTY.

| | |
|-------------------|-----|
| Bill creating it, | 148 |
| Committed, | 148 |
| Reported, | 158 |
| Passed, | 177 |

CROSS ROADS AND SUMMIT POINT TURNPIKE.

| | |
|-------------------------------|-----|
| Bill to incorporate it, | 167 |
| Committed, | 168 |
| Reported, | 175 |
| Amended and passed, | 216 |
| Amendment agreed to by House, | 236 |

CROWLS' GAP TURNPIKE.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 223 |
| Committed, | 224 |
| Reported, | 231 |
| Passed, | 240 |

CRUMP, (John C.)

| | |
|-----------------------------|----|
| Appeared and took his seat, | 61 |
|-----------------------------|----|

CURRY, (George W.)

| | |
|--|-----|
| Bill for sale of lots of Mathew Alexander, deceased, | 147 |
| Committed, | 148 |
| Reported, | 157 |
| Passed, | 177 |

D.

DAMS.

| | |
|---|-----|
| Bill in relation to Dams across McKimm Creek, | 162 |
| Committed, | 162 |
| Reported, | 166 |
| Passed, | 189 |
| See <i>Hairston's Dam</i> . | |

DANIEL, (John M.)

| | |
|---------------------------|----|
| Elected Councillor; vote. | 49 |
|---------------------------|----|

DANIEL, (Raleigh T.)

| | |
|--------------------------|----|
| Voted for as Councillor, | 49 |
|--------------------------|----|

DANVILLE SAVINGS BANK.

| | |
|---------------|-----|
| Incorporated, | 182 |
|---------------|-----|

DANVILLE TOLL-BRIDGE COMPANY.

| | |
|----------------------------|----|
| Bill to amend its Charter, | 67 |
| Committed, | 67 |
| Reported and passed, | 68 |

DAYTON TOWN.

| | |
|----------------------------|-----|
| Bill to amend its Charter, | 157 |
| Committed, | 157 |
| Reported, | 163 |
| Passed, | 178 |

DEAF, DUMB AND BLIND ASYLUM.

| | |
|------------------------|----|
| Mentioned by Governor, | 25 |
|------------------------|----|

DEAN & KOONS.

| | |
|------------------------|-----|
| Bill for their relief, | 148 |
| Committed, | 148 |
| Reported, | 168 |
| Passed; vote recorded, | 227 |

DEBATE.

| | |
|--|-----|
| How to address Speaker and conduct debate, (rule 2,) | 5 |
| How often to speak, (rule 3,) | 5 |
| Questions once decided, not again to be debated, (rule 4,) | 5 |
| Objectionable words how excepted to, (rule 16,) | 6 |
| Questions not debateable till propounded by Chair, (rule 17,) | 6 |
| May speak before negative propounded (rule 19,) | 7 |
| Members when allowed to speak to form, (rule 23,) | 7 |
| Points of order, (rule 24,) | 7 |
| Bill to pass to second reading without debate, (rule 25,) | 7 |
| Not allowed on call of previous question, (rule 22,) | 7 |
| Incidental points of order after previous question, not debateable, (rule 22,) | 7 |
| Members not to speak more than 15 minutes, | 136 |
| Members limited to five minutes and not to speak more than twice, | 208 |

DEBATES.

See *Gallagher's Register of Debates in Convention.*

DEBT, (Public)

| | |
|---------------------------|--------|
| Commented on by Governor, | 23, 24 |
|---------------------------|--------|

DENNIS, (Wm. H.)

| | |
|------------------|---|
| Elected Speaker, | 3 |
|------------------|---|

DIVORCES.

| | |
|------------------------------------|-------------------------|
| Bill divorcing Mary A. E. Roberts, | 50, 63 |
| Bill divorcing Eliza Jane Baare, | 50, 64, 66 |
| Bill divorcing Margaret A. Combs, | 50, |
| | 57, 61 |
| Bill divorcing Mary Ann Conway, | 51, |
| | 52, 53 |
| Caroline Octavia Balls, | 101, 102, 103, 104 |
| Melinda S. Jones, | 120, 121, 158 |
| George Johnston, | 131, 132, 168, 212 |
| Sarah F. Wilson, | 139, 140, 168, 212 |
| Balthazar Sperat Du Veyriere, | 139, 140, |
| | 168, 212 |
| Mary E. S. Harris, | 147, 148, 168, 214, 232 |
| Joseph S. Polling, | 147, 148, 168, 212 |
| John C. Johnson, | 147, 148, 168, 212 |
| Mary A. Hilliard, | 147, 148, 212 |
| Ann T. Blankenship, | 156, 157, 168, 212 |
| Henry L. Stephens, | 157, 168, 212 |
| Anna Woolfolk, | 162, 166, 182, 212 |
| Ann Rebecca Beazley, | 191, 192, 199, 212 |

DIVISION OF QUESTIONS.

| | |
|-----------------------------------|---|
| Rule relating thereto, (rule 10,) | 6 |
|-----------------------------------|---|

DOCKET.

| | |
|--|---|
| Clerk of Senate to docket bills and resolutions, and take them up in order, (rule 41,) | 8 |
|--|---|

DOCUMENTS, (Public)

| | |
|--|----|
| Governor comments on propriety of obtaining them from England, | 27 |
|--|----|

DOGS.

| | |
|------------------------------------|-----|
| Bill to tax dogs in Middlesex, | 174 |
| Committed, | 175 |
| Reported, | 181 |
| Amended and passed; vote recorded, | 217 |
| Amendments agreed to by House, | 286 |

DOOR-KEEPER.

| | |
|---|----|
| Motion to restore office of second Door-keeper, | 4 |
| Door-keeper elected, | 4 |
| Motion to appoint two Pages in lieu of second door-keeper, | 4 |
| Other motions and votes relative to 2d door-keeper, | 4 |
| Motion to appoint second door-keeper reconsidered; vote, | 36 |
| Motion to proceed to election of second door-keeper; rejected; vote recorded, | 36 |

DOUGLASS, (Isaac R.) Judge.

| | |
|----------------------------------|----|
| His death announced by Governor, | 43 |
|----------------------------------|----|

DRAINING LAND.

| | |
|---|-----|
| Bill explanatory of Chapter 124th of Code of Virginia relating thereto, | 191 |
| Committed, | 192 |
| Reported, | 201 |
| Motion to postpone indefinitely; vote, | 235 |
| Bill passed, | 235 |

E.

EASTERN LUNATIC ASYLUM.

See *Lunatic Asylums.*

EDITORS.

| | |
|------------------------------|----|
| Entitled to seats in Senate, | 35 |
|------------------------------|----|

ELECTIONS.

| | |
|---|--------------------|
| By joint vote how to be made, (rule 43) | 9 |
| Powers and duties of Committee on Privileges and Elections, (rule 33) | 8 |
| Committee appointed, | 42 |
| Of Clerk of Senate and Speaker, | 3 |
| Of Sergeant at Arms, | 3 |
| Of Door-keeper, | 4 |
| Of Printer to Senate, | 5 |
| House resolution for electing Senator of United States; action thereon, | 42, 43 |
| Election made; vote recorded, | 46 |
| House resolution to elect Judge for 14th Circuit; agreed to, | 43 |
| Election made; vote recorded, | 44 |
| House resolution to elect Public Printer; agreed to by Senate, | 44 |
| Election made; vote recorded, | 44, 45 |
| House resolution to elect a Councillor, | 46 |
| Amended and agreed to by Senate, | 46, 47 |
| Amendment agreed to by House, | 47 |
| Election made; vote recorded, | 47 |
| Of Brigadier General for 25th Brigade, | 55, 56 |
| Of Brigadier General for 24th Brigade, | 56 |
| Of Brigadier General for 26th Brigade, | 56, 57 |
| Of Judge for 13th Circuit, | 59, 60, 61, 62, 63 |
| House resolution to elect certain Officers of Government, | 98 |
| Agreed to | 98 |

| | |
|---|--|
| Of First and Second Auditors, Treasurer, Register, Secretary of Commonwealth and Librarian, Superintendent and General Agent of Penitentiary, | 101, 102 |
| House resolution for election of Governor, | 144 |
| Of Governor; vote thereon, | 176 |
| Committee to announce to Governor his election, | 185 |
| Bill to postpone them, | 104 |
| Committed to whole Senate, | 104, 110 |
| Taken up in committee; reported to Senate, | 117 |
| Motion to postpone indefinitely, | 117 |
| Vote thereon, | 118 |
| Action of Senate thereon; votes recorded, | 119, 121 |
| Referred to Committee on General Laws; vote, | 122 |
| Motion to discharge committee; disagreed, | 123 |
| Reported, | 127 |
| Amendments acted on; votes recorded, | 127, 128, 129, 130, 131, 132, 133 |
| Further amendments offered, | 134 |
| Action on amendments; votes recorded, | 136, 137, 138, 139 |
| Bill as amended passed; vote recorded, | 139 |
| Amendments agreed to by House, | 143 |
| Of Judge of Court of Appeals; vote thereon, | 135 |
| Report of Committee on returns of elections, | 57, 58 |
| EMORY AND HENRY COLLEGE. | |
| Comments of Governor, | 25 |
| ENROLLED BILLS. | |
| Reported from House, | 125, 139, 175, 230, 231 |
| Committee thereon appointed, | 123 |
| Reported by committee of Senate, | 143, 166, 192, 237, 244 |
| Signed by Speaker, | 179, 180, 205, 206, 237, 238, 245, 246 |
| EXCHANGE BANK. | |
| Governor communicates its condition, | 101 |
| FAIRFAX ACADEMY. | |
| Bill to incorporate it, | 101 |
| Committed, | 102 |
| Reported, | 105 |
| Amended and passed, | 110 |
| Amendment agreed to by House, | 115 |
| FAIRMONT BANK. | |
| Bill to establish it, | 186 |
| Committed, | 186 |
| Committed to select Committee, | 199 |
| Reported, | 208 |
| Amended and passed; vote recorded, | 229 |
| Amendments agreed to by House, | 236 |
| FAIRMONT AND PALATINE BRIDGE. | |
| Bill to amend Charter of Company, | 124 |
| Committed, | 125 |
| Reported, | 126 |
| Passed, | 150 |

FARMVILLE.

| | |
|--|----|
| Bill to authorize Trustees to subscribe to Southside Railroad company, | 48 |
| Committed; reported with amendment, which was agreed to by Senate, | 48 |
| Bill as amended passed, | 48 |
| Amendment agreed to by House, | 49 |

FAYETTE COUNTY.

See Circuit Courts.

FAYETTE & BLUE SULPHUR SPRINGS TURNPIKE.

| | |
|--------------------------------|-----|
| Bill to incorporate it, | 156 |
| Committed, | 157 |
| Reported, | 163 |
| Amended and passed, | 177 |
| Amendments agreed to by House, | 191 |

FENCES.

See Banister River.

FIFE, (Thomas)

| | |
|------------------------|--------|
| Bill for his relief, | 51 |
| Committed, | 51 |
| Reported, | 55 |
| Laid on table, | 55, 56 |
| Rejected, | 63 |
| Re-considered, | 65 |
| Laid on table, | 66 |
| Laid on table, | 81 |
| Passed; vote recorded, | 208 |

FINANCES.

| | |
|---------------------------|--------|
| Commented on by Governor, | 23, 24 |
|---------------------------|--------|

FINCASTLE & COVINGTON TURNPIKE.**FIRE.**

| | |
|--------------------------------|-----|
| Bill to incorporate it, | 156 |
| Committed, | 157 |
| Reported, | 163 |
| Amended and passed, | 177 |
| Amendments agreed to by House, | 191 |

FIRE CLAY.

| | |
|--------------|----|
| Where found, | 41 |
|--------------|----|

FIRE STONE.

| | |
|--------------|----|
| Where found, | 41 |
|--------------|----|

FISH CREEK BRIDGE COMPANY.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 150 |
|-------------------------|-----|

FLOUR.

| | |
|---|-----|
| Bill authorizing Flour Inspector at Falmouth to inspect at Ficklin's Mill; committed, | 55 |
| Reported and passed, | 64 |
| House resolution to appoint an Inspector of Flour for Brooke county, | 143 |
| Agreed to, | 143 |

FLOYD COURTHOUSE & HILLSVILLE TURNPIKE.

| | |
|--------------------------|----------|
| Bill extending road, &c. | 117 |
| Committed, | 117, 118 |
| Reported, | 121 |
| Passed, | 126 |

FREDERICKSBURG.

| | |
|----------------------------|-----|
| Bill extending its limits, | 165 |
| Committed, | 165 |
| Reported, | 175 |
| Passed, | 216 |

FREDERICKSBURG FEMALE SEMINARY.

Commented on by Governor, 22

FREDERICKSBURG INSURANCE COMPANY.

Bill to incorporate it, 186, 187
Reported, 199
Amended and passed, 222
Amendment agreed to by House, 236

FREDERICKSBURG MANUFACTURING COMPANY.

Bill amending its Charter, 198
Committed, 198
Reported, 201
Passed, 228

FREDERICKSBURG AND VALLEY PLANK ROAD COMPANY.

Bill to increase its capital, 104
Committed, 104
Reported, 109
Passed, 111

FREE SCHOOLS.

See *Hanover Free Schools.*

FRENCH, James S.)

House resolution to test utility of his plan for constructing railroads, 80
Committed, 81
Reported, 81
Indefinitely postponed; vote recorded, 84
House resolution to construct a section of railroad on his plan, 186
Rejected; vote recorded, 187
Motion to re-consider; laid on table, 190
Votes thereon, 204

FRONT ROYAL TURNPIKE.

Bill to increase capital, 86
Committed, 87
Reported, 89
Laid on table, 90
Passed, 91

FUGITIVE SLAVES.

Comments of Governor, 31 to 35
Bill to facilitate the recovery of slaves, 235
Passed, 240

G.**GALLAHER'S REGISTER OF DEBATES OF CONVENTION.**

House resolution to distribute copies thereof, 133
Amended and agreed to, 134
Amendment agreed to by House, 148

GAS.

Bill to introduce Gas into Capitol Square and buildings, 86
Committed, 87
Reported; amended and passed, 90
Amendment agreed to by House, 90

GENERAL AGENT OF PENITENTIARY.

Elected, 101, 102

GENERAL ASSEMBLY.

Motion to change time of meeting, 169
House resolution rescinding day for adjournment, 170
Agreed to; vote recorded, 171, 172

GENERAL LAWS.

Committee to be appointed, (rule 36,) 8
Appointed, 42
Leave to Committee to sit during Session of House, 94

GENERALS.

See *Brigadier Generals.*

GEORGE, (Harvey)

Voted for as Brigadier General, 55, 56

GEORGE'S CREEK COAL AND IRON COMPANY.

Bill concerning it, 212
Committed, 213
Amended and passed, 234
Amendment agreed to by House, 245

GERMAN REFORMED CHURCH.

Bill for a sale of part of its property, 156
Committed, 157
Reported, 162
Passed, 174

GILMER COUNTY.

See *Collecting Officers of Gilmer County.*

GILMER, RIPLEY AND OHIO TURNPIKE.

House resolution for survey and location thereof, 72
Committed, 73
Reported, and laid on table, 74
Rejected; vote recorded, 90

GILES, FAYETTE AND KANAWHA TURNPIKE.

Amendment to appropriate money thereon; vote recorded, 239

GODDIN, Isaac A.)

Bill for his relief, 94
Committed, 97
Reported, 98
Laid on table, 99
Amendment offered and laid on table, 107, 123
Amendment disagreed to; bill passed, 147

GOLD.

Where found, 40

GOOCH, (Richard B.)

Voted for as Sergeant at Arms, 3

GORDON, (James)

Bill allowing him to build Bridge, 212
Committed, 213
Reported, 215
Amended and passed, 223
Amendments agreed to by House, 245

GOVERNOR.

Committee to announce to him organization of Senate, 10
Their report, 10
His Annual Message, 10 to 35

| | |
|--|----------|
| Transmits report of committee appointed by him relative to World's Fair, | 37 |
| Committees report, | 37 to 39 |
| Minerals found in the State stated, | 40, 41 |
| Announces death of Judges Daniel Smith and Isaac R. Douglass, | 43 |
| Transmits resolutions of Vermont for promotion of peace; laid on table, | 56 |
| Transmits statement of condition of Bank of Virginia; laid on table, | 63 |
| Encloses resolutions of New Hampshire relative to the Union; laid on table and ordered to be printed, | 65 |
| Communicates act of South Carolina for the appointment of deputies to a Southern Congress and to call a Convention, | 66 |
| Motion to refer it; laid on table, | 66 |
| Communicates report of Adjutant General covering report of January examination of Cadets at Virginia Military Institute, | 70 |
| Printed Doc. No. 3. | |
| Communicates statements of condition of Bank of Valley and Northwestern Bank; laid on table, | 84 |
| Printed Doc. No. 6. | |
| Communicates condition of Exchange Bank of Virginia and Merchants and Mechanics Bank of Wheeling, | 101 |
| Announces death of Judge Brooke, | 127 |
| Communicates desire of Board of Public Works for authority to appoint a Secretary to Board, | 134 |
| House resolution for election of a Governor, | 144 |
| Laid on table; vote recorded, | 144 |
| Resolution taken up, | 169 |
| Motions to amend; votes thereon, | 169, 170 |
| Election made; vote recorded, | 176 |
| GRANITE. | |
| Where found, | 41 |
| GRAVE CREEK AND PENNSYLVANIA TURNPIKE. | |
| Bill to amend its Charter, | 223 |
| Committed, | 224 |
| Reported, | 231 |
| Action thereon, | 239 |
| GREAT WESTERN MINING & MANUFACTURING COMPANY. | |
| Bill to incorporate it, | 191 |
| Committed, | 192 |
| Reported, | 201 |
| Amendment agreed to by House, | 244 |
| GREENE HUMANE SOCIETY. | |
| Bill to incorporate it, | 131 |
| Committed, | 132 |
| Reported, | 142 |
| Passed, | 152 |
| GULF MILLS BRIDGE COMPANY. | |
| Bill to incorporate it, | 174 |
| Committed, | 175 |
| Passed, | 221 |
| GUYANDOTTE BRIDGE COMPANY. | |
| House resolution to extend time for commencing and completing bridge, | 133 |
| Agreed to, | 134 |

GUYANDOTTE NAVIGATION COMPANY.

| | |
|-----------------------------------|----------|
| Bill increasing its capital, | 91 |
| Committed, | 91 |
| Reported, | 94 |
| Laid on table, | 95, 98 |
| Amendment offered and adopted, | 105, 106 |
| Further amendment; vote recorded, | 107 |
| Passed; vote recorded, | 107 |
| Amendment agreed to by House, | 115 |

GYPSUM.

| | |
|--------------|----|
| Where found, | 40 |
|--------------|----|

H.

HAIRSTON'S DAM.

| | |
|--|-----|
| Bill legalizing him, | 212 |
| Committed, | 213 |
| Reported, | 215 |
| Action thereon; vote recorded; bill passed; vote | 234 |

HALL, (William)

| | |
|---|----------|
| Bill to release State's right in land to him, | 142 |
| Committed, | 143 |
| Reported, | 149 |
| Amendments; votes thereon, | 171 |
| Bill passed; vote recorded, | 171, 172 |
| Amendments disagreed to by House, | 191, 192 |
| Action of Senate thereon, | 204 |
| Action of House thereon, | 212, 215 |
| Action of Senate thereon; vote recorded, | 229 |

HAMPSHIRE COAL AND IRON COMPANY.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 162 |
| Committed, | 162 |
| Reported, | 166 |
| Passed, | 182 |

HAMPSHIRE AND MORGAN TURNPIKE.

| | |
|---|----|
| Bill to authorise subscribers to form separate company, | 93 |
| Committed, | 93 |
| Reported, | 96 |
| Passed, | 97 |

HANOVER FREE SCHOOLS.

| | |
|--|----|
| Bill to establish system for county of Hanover; committed, | 93 |
| Reported, amended and passed, | 96 |
| Amendment agreed to by House, | 99 |

HARDY AND RANDOLPH TURNPIKE.

| | |
|--------------------------------|-----|
| Bill to incorporate it, | 165 |
| Committed, | 166 |
| Reported, | 166 |
| Amended and passed, | 179 |
| Amendments agreed to by House, | 191 |

HARDY AND WINCHESTER TURNPIKE.

| | |
|-------------------------------|-----|
| Bill to increase its capital, | 162 |
| Committed, | 162 |
| Reported, | 166 |
| Passed | 212 |

HARPER'S FERRY TOWN.

| | |
|--------------------------------|-----|
| Bill incorporating it, | 162 |
| Committed, | 162 |
| Reported, | 166 |
| Amended and passed, | 181 |
| Amendments agreed to by House, | 191 |

HARRIS, (Mary E. S.)

| | |
|-----------------------------------|-----|
| Bill divorcing her, | 147 |
| Committed, | 148 |
| Reported, | 168 |
| Amended and passed, | 214 |
| Amendment receded from by Senate, | 232 |

HARRISONBURG AND FRANKLIN TURNPIKE.

| | |
|-------------------------------|-----|
| Bill to incorporate it, | 167 |
| Committed, | 168 |
| Reported, | 175 |
| Amended and passed, | 197 |
| Amendment agreed to by House, | 207 |

HARRISVILLE TURNPIKE.

| | |
|--------------------------------|-----|
| Bill to increase its capital, | 104 |
| Committed, | 105 |
| Reported, | 109 |
| Amended and passed, | 111 |
| Amendments agreed to by House, | 131 |

HAZEL RIVER NAVIGATION COMPANY.

| | |
|-------------------------------|-----|
| Bill to increase its capital, | 165 |
| Committed, | 165 |
| Reported, | 168 |
| Passed, | 185 |

HAZEL RIVER TURNPIKE.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 167 |
| Committed, | 168 |
| Reported, | 175 |
| Passed, | 216 |

HEDGESVILLE AND POTOMAC TURNPIKE.

| | |
|------------------------|-----|
| Bill amending Charter, | 112 |
| Committed, | 112 |
| Reported, | 116 |
| Passed, | 123 |

HENRY.

| | |
|--------------------------------------|-----|
| Sum allowed him for sweeping Senate, | 122 |
|--------------------------------------|-----|

HIGHWAYS, (Public)

| | |
|---|------------|
| Sugar Tree Creek declared a public highway, | 50, 52, 53 |
|---|------------|

HIGHWAYS.

| | |
|---|-----|
| Bill declaring Big Reed Island River a highway, | 111 |
| Committed, | 112 |
| Reported, | 125 |
| Passed, | 149 |

HILLIARD, (Mary A.)

| | |
|--------------------|-----|
| Bill divorcing her | 148 |
| Committed, | 148 |
| Reported, | 168 |
| Passed, | 212 |

HILLSBOROUGH & HARPER'S FERRY TURNPIKE.

| | |
|---|-----|
| House resolution allowing time to organize company, | 108 |
| Agreed to, | 109 |

HISTORICAL SOCIETY.

See *Virginia Historical Society.*

HOLLIDAY'S COVE AND NEW CUMBERLAND GAP TURNPIKE.

| | |
|---|----------|
| Bill to incorporate it, | 191 |
| Committed, | 192 |
| Reported, | 199 |
| Amended and passed, | 222 |
| Amendment amended and agreed to by House, | 227 |
| Action of Senate thereon, | 227, 228 |

HOSE.

| | |
|---|-----|
| Bill to purchase it for public buildings, | 191 |
| Committed, | 192 |
| Reported, | 201 |
| Passed, | 228 |

HOWARDSVILLE AND ROCKFISH TURNPIKE.

| | |
|-------------------------------|----------|
| Bill to increase its capital, | 165 |
| Committed, | 165 |
| Reported; Laid on table, | 168, 213 |
| Passed, | 239 |
| Amendment agreed to by House, | 245 |

HUSTINGS COURTS.

See *Norfolk City.*

See *Lynchburg.*

HUTTONSVILLE & HUNTERSVILLE TURNPIKE.

| | |
|----------------------|-----|
| Bill relating to it, | 212 |
| Committed, | 113 |
| Reported, | 224 |
| Passed, | 236 |

I.**INDIAN POLL DRAWBRIDGE CO.**

| | |
|------------------------------|--------|
| Bill to incorporate company, | 50 |
| Committed, | 50, 51 |
| Reported; Passed, | 53, 54 |

INSPECTIONS.

| | |
|---|-----|
| Bill authorising Flour Inspector of Fallmouth to inspect at Ficklin's mill, | 55 |
| Committed, | 55 |
| Reported and passed, | 64 |
| Bill to establish Inspection of Tobacco at Buffalo, | 101 |
| Committed, | 102 |
| Reported, | 105 |
| Laid on table, | 110 |
| Amended and passed, | 111 |
| Amendments agreed to by House, | 115 |
| House resolution to appoint Inspector of Flour for Brooke county, | 143 |
| Agreed to, | 143 |

INSURANCE COMPANIES.

| | |
|---|-------------------------|
| Lynchburg Hose and Fire Insurance company, | 101, 102, 105, 110 |
| Insurance Company of Valley, | 131, 132, 142, 152, 161 |
| Richmond Marine and Fire Insurance Company, | 156, 157, 163, 178 |
| Fredericksburg Insurance Company, | 186, 187, 199, 222, 236 |
| Berkeley county Mutual Insurance company, | 186, 187, 199, 222, 236 |
| Monongalia Mutual Insurance Company, | 191, 192, 201, 236 |

INSURANCE COMPANY OF VALLEY.

| | |
|-------------------------------|-----|
| Bill to incorporate it, | 131 |
| Committed, | 132 |
| Reported, | 142 |
| Amended and passed, | 152 |
| Amendment agreed to by House, | 161 |

INTERNAL IMPROVEMENTS.

| | |
|---|----------|
| Committee to be appointed, (rule 35,) | 8 |
| Appointed, | 42 |
| Subjects to be referred to committee, (rule 40,) | 8 |
| Leave to sit during Session of House, | 45 |
| Governor's comments thereon, | 10 to 22 |
| Document No. 8, showing debt, expenditures and receipts of State on account of works of improvement, to be printed, | 44, 45 |
| Committee to sit during Session of Senate, | 87 |
| Added to, | 92 |
| Resolution requiring Second Auditor to make statement of works, showing termini, capital, State subscription, &c. | 89 |
| Laid on table, | 89 |
| Second Auditor to report statement relative thereto, | 101 |
| Second Auditor's communication relative thereto, ordered to be printed, | 221 |
| Printed Doc. No. 8. | |

INTERNATIONAL EXCHANGES.See *Vattemare (A.)***IRON ORE.**

| | |
|--|----|
| Where found, | 40 |
| JACKSONVILLE & CHRISTIANBURG TURNPIKE. | |

| | |
|------------------------------------|-----|
| Bill to incorporate it, | 142 |
| Committed, | 143 |
| Reported, | 157 |
| Amended and passed; vote recorded, | 173 |
| Amendments agreed to by House, | 191 |

JACKSONVILLE SAVINGS BANK.

| | |
|-----------------------|----|
| Bill to establish it, | 50 |
| Committed, | 50 |
| Reported, | 52 |
| Passed, | 53 |

JAMES RIVER BRIDGE.

| | |
|---------------------------|-----|
| Bill to provide therefor, | 207 |
| Committed, | 207 |
| Reported, | 213 |
| Passed, | 222 |

JAMES RIVER AND CLOVER HILL PLANK ROAD.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 193 |
| Committed, | 193 |
| Reported, | 207 |
| Passed, | 229 |

JAMES RIVER AND KANAWHA CO.

Commented on by Governor 12 to 19

JEFFERSON AND FREDERICK TURNPIKE.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 174 |
| Committed, | 175 |
| Reported, | 181 |
| Passed, | 222 |

JEFFERSONVILLE SAVINGS BANK.

| | |
|-------------------------------|-----|
| Bill to incorporate it, | 165 |
| Committed, | 165 |
| Reported, | 175 |
| Amended and passed, | 217 |
| Amendment agreed to by House, | 226 |

JOHNSTON, (George)

| | |
|---------------------|-----|
| Bill divorcing him, | 181 |
| Committed, | 182 |
| Reported, | 182 |
| Passed, | 212 |

JOHNSON, (John C.)

| | |
|---------------------|-----|
| Bill divorcing him, | 147 |
| Committed, | 148 |
| Reported, | 148 |
| Passed, | 212 |

JOHNSON, (Joseph)

| | |
|--|-----|
| Elected Governor, | 176 |
| Committee to announce to him his election, | 185 |

JOINT VOTES.How to be taken in elections, (rule 48,) 9
See *Elections.***JONES, (Melinda S.)**

| | |
|---------------------|-----|
| Bill divorcing her, | 120 |
| Committed, | 121 |
| Reported, | 145 |
| Passed, | 153 |

JONESVILLE AND LITTLE STONE**GAP TURNPIKE.**

| | |
|--------------------------------|-----|
| Bill to amend its Charter, | 142 |
| Committed, | 143 |
| Reported, | 149 |
| Amended and passed, | 154 |
| Amendments agreed to by House, | 161 |

JORDAN, (Mary H.)

| | |
|--|----------|
| Bill releasing to her State's right to land, | 139 |
| Committed, | 140 |
| Reported, | 144 |
| Passed, | 153, 155 |

JORDAN, (William D.)

| | |
|-----------------------------------|-----|
| Bill for his relief, | 120 |
| Committed, | 121 |
| Reported, | 126 |
| Amendment offered; vote recorded, | 158 |
| Passed; vote thereon, | 158 |

JOURNALS.

| | |
|--|---|
| Rule for making them, (rule 14,) | 6 |
| Yeas and Nays and protest to be entered, (rule 30,) | 8 |
| Clerk to examine printed sheets and correct errors, (rule 45,) | 9 |

JUDGES.

| | |
|---|----|
| Governor announces death of Judges Daniel Smith and Isaac R. Douglass, | 43 |
| House resolution to fill vacancy occasioned by death of Judge Smith; agreed to by Senate, | 43 |
| Election made; vote recorded, | 44 |

| | |
|--|--------|
| House resolution for election of Judge for 15th Circuit, | 51 |
| Laid on table, | 51 |
| Amended and agreed to, | 55 |
| Amendment agreed to by House, | 57 |
| House resolution postponing election; amended and agreed to by Senate; | 57 |
| Amendment agreed to by House, | 57 |
| Election entered; votes recorded, | 59 |
| | 60, 61 |
| Second resolution to proceed to election; agreed to, | 62 |
| Election made; vote recorded, | 63 |
| Death of Judge Brooke announced, | 127 |
| House resolution to supply vacancy thus occasioned, | 131 |
| Agreed to, | 132 |
| Election made, | 135 |

JUNCTION VALLEY TURNPIKE.

| | |
|---|-----|
| Bill to increase its capital, | 92 |
| Committed, | 92 |
| Reported, | 94 |
| Laid on table, | 95 |
| Rejected, | 97 |
| Reconsidered and made order of day, 98, | 102 |
| Rejected, | 103 |
| Bill to increase its capital, | 124 |
| Committed, | 125 |
| Reported, | 132 |
| Amended and passed, | 163 |
| Amendment agreed to by House, | 174 |

K.

KANAWHA LODGE OF ODD-FELLOWS.

| | |
|---|-----|
| Bill to authorise them to erect Hall in Charleston, | 117 |
| Committed, | 118 |
| Reported, | 125 |
| Amended and passed, | 149 |
| Amendment agreed to by House, | 161 |

KAY, (Jonathan)

| | |
|---|--------|
| Bill for his relief, | 49 |
| Committed, | 51 |
| Reported, | 65 |
| Laid on table, | 66 |
| Motion to commit with instructions; disagreed to, | 93 |
| Bill passed; vote recorded, | 96, 94 |

KEMPSVILLE CANAL COMPANY.

| | |
|--|-----|
| Bill authorising it to increase its capital, | 124 |
| Committed, | 125 |
| Reported, | 126 |
| Passed, | 150 |

KIDWELL, (Zedekiah)

| | |
|----------------------|-----|
| Bill for his relief, | 133 |
| Committed, | 134 |
| Reported, | 144 |
| Passed, | 153 |

KING GEORGE COUNTY.

| | |
|--|-----|
| Bill concerning District Free Schools in county, | 193 |
| Committed, | 193 |
| Reported, | 201 |
| Passed, | 228 |

KINGWOOD & WEST UNION TURNPIKE.

| | |
|--------------------------------|-----|
| Bill to increase its capital, | 156 |
| Committed, | 157 |
| Reported, | 163 |
| Amended and passed, | 177 |
| Amendments agreed to by House, | 191 |

KINZEL, (J. Lewis)

| | |
|---|-----|
| Bill releasing to him State's right in land; committed, | 176 |
| Reported, | 181 |
| Passed, | 221 |

KOONS & DEAN.

| | |
|------------------------|-----|
| Bill for their relief, | 143 |
| Committed, | 143 |
| Reported, | 168 |
| Passed; vote recorded. | 227 |

L.

LACKLAND, (John James)

| | |
|--------------------------|-----|
| Name changed from Wells, | 415 |
| Committed, | 415 |
| Reported, | 426 |
| Rejected, | 449 |
| Reconsidered and passed, | 154 |

LAND BOUNTY.

| | |
|--|-----|
| House resolutions requesting Congress to appropriate scrip to satisfy Virginia Land Bounty Warrants, | 468 |
| Laid on table, | 476 |
| Agreed to, | 476 |

LEAD.

| | |
|--------------|----|
| Where found, | 40 |
|--------------|----|

LEADING CREEK & BUFFALO CREEK TURNPIKE.

| | |
|--------------------------------|-----|
| Bill to incorporate it, | 212 |
| Committed, | 213 |
| Reported, | 224 |
| Amended and passed, | 236 |
| Amendments agreed to by House, | 245 |

LEBANON ACADEMY.

| | |
|--------------------------------|-----|
| Bill to incorporate it, | 171 |
| Committed, | 172 |
| Reported, | 176 |
| Amended and passed, | 124 |
| Amendments agreed to by House, | 131 |

LEGISLATURE.

See General Assembly.

LEWISBURG BRANCH BANK.

| | |
|---|-----|
| Bill extending time for establishing it, | 186 |
| Committed, | 186 |
| Reported, | 199 |
| Rejected; vote thereon, | 222 |
| Resolution asking House to return it, | 232 |
| Returned by House, | 233 |
| Vote rejecting bill reconsidered and bill passed, | 233 |

LIBRARIAN

| | |
|----------|----------|
| Elected, | 101, 102 |
|----------|----------|

LIBRARY.

| | |
|---|----|
| Committee thereof appointed, | 42 |
| Report of Joint Committee; laid on table, | 66 |
| Report of Joint Committee taken up and agreed to, | 84 |
| Printed Doc. No. 5. | |

| | | | | | |
|---|--------------------|--|--|---|----------|
| LIBERTY MINING COMPANY. | | | | LUNATIC ASYLUMS. | |
| Incorporated, | 199 | | | Reports transmitted by Governor, | 25 |
| LIGHT-HOUSE. | | | | Bill concerning appointment and tenure of Directors, | 115 |
| Bill for a Light-House on Hog Island, | 135 | | | Committed, | 115 |
| Committed, | 136 | | | Reported, | 125 |
| Passed, | 146 | | | Order of day, | 146 |
| LIMESTONE. | | | | Amendments offered; action thereon; votes, | 159, 160 |
| Where found, | 41 | | | Bill passed; vote thereon, | 160 |
| LISBON SAVINGS BANK. | | | | LUNATICS. | |
| Bill to incorporate it, | 212 | | | House resolution concerning William, a lunatic slave, | 186 |
| Committed, | 213 | | | Agreed to, | 187 |
| Reported, | 215 | | | LURAY AND FRONT ROYAL TURN-PIKE. | |
| Passed, | 234 | | | Bill to incorporate it, | 207 |
| LITERARY FUND. | | | | Committed, | 207 |
| Governor's comments thereon, | 24 | | | Reported, | 215 |
| LIVE STOCK. | | | | Amended and passed, | 233 |
| Bill for paving lots for weighing Live Stock, | 191 | | | Amendment agreed to by House, | 244 |
| Committed, | 192 | | | LUTHERAN CHURCH. | |
| Reported, | 199 | | | Bill for a sale of part of its property, | 156 |
| Passed, | 222 | | | Committed, | 157 |
| LOGAN, RALEIGH & MONROE TURN-PIKE. | | | | Reported, | 163 |
| Bill to amend its Charter, | 142 | | | Passed, | 178 |
| Committed, | 143 | | | LYNCHBURG. | |
| Reported, | 148 | | | Bill authorising three Justices to hold Hustings Court, | 50 |
| Amended and passed, | 172 | | | Committed, | 50 |
| Amendments agreed to by House, | 191 | | | Reported, | 52 |
| LOTS, (Public) | | | | Laid on table, | 53 |
| Bill to pave those for keeping Live Stock, | 191 | | | Passed, | 67 |
| Committed, | 192 | | | Bill to authorise voters to elect Mayor, &c. | 50 |
| Reported, | 199 | | | Committed, | 50 |
| Passed, | 222 | | | Reported, | 63 |
| LOUISA GOLD MINING COMPANY. | | | | Passed, | 64 |
| Bill incorporating it, | 167 | | | Bill for election of Mayor, &c. | 117 |
| Committed, | 168 | | | Committed, | 118 |
| Reported, | 181 | | | Reported, | 125 |
| Passed, | 221 | | | Passed, | 149 |
| LOWER APPOMATTOX COMPANY. | | | | LYNCHBURG AND ABINGDON TELEGRAPH COMPANY. | |
| Bill in relation to it, | 156 | | | Bill to incorporate it, | 143 |
| Committed, | 157 | | | Committed, | 143 |
| Reported, | 163 | | | Reported, | 149 |
| Amended and passed; vote recorded, | 196, 197 | | | Passed, | 155 |
| Disagreed to by House, | 199 | | | LYNCHBURG GAS LIGHT COMPANY. | |
| Insisted on, | 211 | | | Bill to incorporate it, | 193 |
| Recommendations of Committee of Conference agreed to, | 223, 224, 225, 236 | | | Committed, | 193 |
| Reported to House, | 236 | | | Reported, | 207 |
| LOWER, (Peter) | | | | Amended and passed, | 229 |
| Bill releasing State's right in land to him, | 50 | | | Amendment agreed to by House, | 244 |
| Committed, | 50 | | | LYNCHBURG HOSE AND FIRE INSURANCE COMPANY. | |
| Reported, | 52 | | | Bill to enlarge its powers, | 101 |
| Laid on table, | 52 | | | Committed, | 102 |
| Taken up and amended, | 53 | | | Reported, | 105 |
| Passed, | 54 | | | Passed, | 110 |
| Amendment agreed to by House, | 57 | | | | |

M.

McCAULEY, (William)

Motion to appoint him Page; rejected, 5
His compensation as Page; how paid 91

McDOWELL, (James)

Voted for as Senator of United States, 46

McKIMM CREEK.

See *Dams*.

MANASSAS GAP RAILROAD.

Bill for a State's subscription thereto, 75
Committed, 75
Reported, 81
Motion to lay on table; vote recorded;
motion to postpone indefinitely, 81
Motion to postpone withdrawn, 82
Amendments; votes thereon; bill as
amended passed; vote recorded, 82
Communicated to House, 83
Amendments agreed to by House, 84

MANGANESE.

Where found, 40

MANNING, (Wm. B.)

See *Kay, Jonathan*.

MANUFACTURED TOBACCO.

Bill concerning brands of Manufacturers;
committed, 207
Reported, 218
Rejected, 245

MANUFACTURING COMPANIES.

Merchants Manufacturing Company, 49,
50, 52
Petersburg Gas Light Company, 72, 73
See *Mining and Manufacturing Companies*

MAPS.

New Map recommended by Governor,
27, 28

MARBLE.

Where found, 41

MAREA MINING & MANUFACTURING
COMPANY.

BRI changing its name, 147
Committed, 148
Reported, 158
Passed, 177

MARSHALL GOLD MINING COM-
PANY.

Bill to incorporate it, 207
Committed, 207
Reported, 213
Amended and passed, 233
Amendment agreed to by House, 244

MARSHALL AND OHIO TURNPIKE.

Bill to increase its capital, 150

MARTIN, (Julius)

Appointed Door-keeper, 4

3

MARTIN'S CREEK FREE ROAD COM-
PANY.

Bill to incorporate it, 143
Committed, 143
Reported, 149
Amended and passed, 154
Amendments agreed to by House, 161

MASON, (James M.)

Elected Senator of United States, 46

MASSIE, (Thomas J.)

Voted for as Sergeant at Arms, 8

NEWBREY'S GAP TURNPIKE.

Bill to amend its Charter and change
name of Company, 143
Committed, 143
Reported, 149
Amended and passed, 154, 156
Amendments agreed to by House, 161

MEADE COLLEGIATE INSTITUTE.

Bill to incorporate it, 156
Committed, 157
Reported, 163
Passed, 178

MECHANICSBURG AND WYTHE
TURNPIKE.

Incorporated, 108, 115

MECHANICS AND TRADERS BANK OF
NORFOLK.

Bill to incorporate it; committed, 221
Reported, 222
Passed, 229

MEDLEY, (Isaac)

Bill prescribing mode for the execution
of his official bond as Sheriff of Hali-
fax, 98
Committed, and reported, 98
Passed, 99
To be communicated to House, 101

MEETINGS OF SENATE.

How convened, (rule 12,) 6
When to meet at eleven o'clock, 64
Motion to meet at ten o'clock; rejected, 88
Motion to meet at ten; agreed to, 83
Senate to meet at eleven o'clock, 90
Fixed for ten o'clock, 98, 117
Changed to eleven o'clock; vote re-
corded, 101, 106
Fixed for ten o'clock, 136

MEMBERS OF SENATE.

Qualified and take their Seats, 3
Not to be absent, (rule 1,) 5
How to conduct debate, (rule 2,) 5
How often to speak, (rule 3,) 5
Conduct while question reported, (rule 5,) 5
Not to vote when interested or absent,
(rule 6,) 6
To vote when present, (rule 7,) 6
Right to have question divided, (rule 10,) 6
May speak before negative put, (rule 19,) 7
When allowed to speak to form, (rule 23,) 7
Points of order, (rule 24,) 7

Mr. Ambler qualified, 36
 Mr. Turner and Mr. Thompson qualified, 36
 List of Districts and Senators, 247

MERCER MONUMENT ASSOCIATION.

Bill to incorporate Trustees, 61
 Committed, 61
 Reported and passed, 62

MERCHANTS BANK OF VIRGINIA.

Bill incorporating it, 115
 Committed, 115
 Reported, 125
 Order of day, 158, 172
 Amendments offered; votes recorded, 187,
 188, 189, 190
 Further amendments; votes thereon, 193, 194
 Motion to postpone indefinitely; vote, 193
 Passed; vote recorded, 194
 Amendments acted on by House, 200
 Action of Senate thereon, 201, 202, 203

MERCHANTS MANUFACTURING COMPANY.

Bill to extend Charter of Company, 49
 Committed, 50
 Reported and passed, 52

MERCHANTS AND MECHANICS BANK.

Governor communicates its condition, 101

MERCHANTS & MECHANICS BANK OF WHEELING.

Bill to extend its Charter, 139
 Committed, 140
 Reported, 144
 Passed, 172

MERCHANTS & MECHANICS SAVINGS BANK.

Bill to incorporate it, 139
 Committed, 140
 Reported, 144
 Amended and passed, 153
 Reconsidered; further amended and
 passed, 156
 Amendments agreed to by House, 161

MERCHANTS & MECHANICS SAVINGS BANK OF WELLSBURG.

Bill to incorporate it, 212
 Committed, 213
 Reported, 215
 Passed, 234

MIDDLEBROOK AND BROWNSBURG TURNPIKE.

Bill to incorporate it, 133
 Committed, 134
 Reported, 149
 Amended and passed, 155
 Amendments agreed to by House, 161

MIDDLESEX COUNTY.

Bill concerning its Seat of Justice, 240
 Committed and reported, 240, 241
See Dogs.

MILHADO, (Aaron)

Bill allowing him to build Bridge, 212
 Committed, 213
 Reported, 215
 Amended and passed, 233
 Amendments agreed to by House, 245

MILITARY LAND CLAIMS.

See Land Bounty.

MILITARY SCHOOL.

See Virginia Military Institute.

MILITIA.

Committee to be appointed, (rule 39,) 8
 Appointed, 42
 Bill concerning Militia, 186
 Committed, 187
 Reported, 199
 Amendment offered, 223
 Amended and passed; votes recorded, 226
 House resolution to cause Muster Rolls
 to be printed, 243
 Agreed to, 243

MILLER, (George)

Bill releasing him from a fine, 148
 Committed, 148
 Reported, 168
 Rejected; vote recorded, 214

MILLWOOD AND BERRYVILLE TURNPIKE.

Bill to reduce its capital, 157
 Committed, 157
 Reported, 163
 Passed, 178

MINERALS.

Enumerated by Committee on World's
 Fair, 40, 41

MINING AND MANUFACTURING Co's.

Cedar Hill Mining Company, 131, 132, 142
 Atlas Mining and Manufacturing Com-
 pany, 131, 132,
 142, 152, 161
 Virginia Manufacturing Company, 133,
 134, 153
 Slate Hill and Walnut Grove Gold Min-
 ing Companies, 139,
 140, 144, 153
 Virginia Ship Timber and Lumber
 Company, 142, 143, 144,
 149, 155, 186, 187, 199, 222

Marea Mining and Manufacturing Com-

pany, 147, 148, 158, 177
 Belmont Iron Works, 148, 158, 239
 Hampshire Coal and Iron Company, 162,
 166, 182

Reed Creek Manufacturing Company, 162,

166, 181, 191
 Louisa Gold Mine Company, 167, 181, 221
 Subterranean right of way to owners of
 Coal Lands in rear of Mountain, 167,
 181, 217, 236

Spruce Run Manufacturing Company, 181,

199, 222
 Pleasant Valley Iron Manufacturing Com-
 pany, 181, 182, 191

Wellsburg Glass Company, 186, 199, 222

| | |
|---|------------------------------|
| Coal River and Ohio Mining and Manufacturing Company, | 186, 187, 199, 222 |
| Coal Field Mining Company, | 186, 187, 199, 222 |
| Coal River and Kanawha Mining and Manufacturing Company, | 186, 187, 199, 222 |
| Great Western Mining and Manufacturing Company, | 191, 192, 201, 244 |
| Nicholas, Braxton and Kanawha Elk River Coal Mining Company, | 191, 192, 201, 228, 229, 244 |
| Old Dominion Gold Mining Company, | 198, 201, 228 |
| Fredericksburg Manufacturing Comp'y, | 198, 201, 228 |
| Lynchburg Gas Light Company. | 198, 207, 229, 244 |
| Liberty Mining Company, | 199 |
| Brands of Manufacturers, | 207, 213, 245 |
| Marshall Gold Mining Company, | 207, 213, 233, 244 |
| Valley Mining and Manufacturing Company, | 212, 213, 234, 244 |
| George's Creek Coal and Iron Comp'y. | 212, 213, 234, 245 |
| Roche Mining and Manufacturing Company, | 223, 224, 226, 240 |
| MONCURE. (R. C. L.) | |
| Elected Judge of Court of Appeals, | 135 |
| MONONGALIA MUTUAL INSURANCE COMPANY. | |
| Bill to incorporate it, | 191 |
| Committed, | 192 |
| Reported, | 201 |
| Passed, | 228 |
| MONUMENTS. | |
| Governor comments on Washington Monument, | 26 |
| <i>See Mercer Monument Association.</i> | |
| MOORE, (A. C.) | |
| Elected Brigadier General, | 55, 56 |
| MOORE, (Samuel) | |
| Bill prescribing mode for the execution of his official bond as Sheriff, | 159 |
| Committed, reported and passed, | 159 |
| MORGANTOWN AND FREDERICK TURNPIKE. | |
| Bill to incorporate it, | 92 |
| Committed, | 92 |
| Reported, | 94 |
| Amended and laid on table, | 95, 96 |
| Again amended and passed, | 96 |
| Amendment agreed to by House, | 99 |
| MORGANTOWN BRIDGE COMPANY. | |
| Bill to amend its Charter, | 142 |
| Committed, | 143 |
| Reported, | 149 |
| Passed, | 155 |

MORGANTOWN AND BRIDGEPORT TURNPIKE.

| | |
|-------------------------------|----------|
| Bill concerning it, | 104 |
| Committed, | 104, 105 |
| Reported, | 109 |
| Laid on table, | 111 |
| Amended, | 112 |
| Passed; vote recorded, | 113 |

MOTIONS.

| | |
|--|------|
| Rules on subject, (rules 9, 18) | 6, 7 |
|--|------|

MURPHY, (Elizabeth James)

| | |
|---|-----|
| Bill releasing to her State's right to land, | 162 |
| Committed, | 162 |
| Reported, | 166 |
| Passed, | 182 |

MUSTER ROLLS OF MILITIA.

| | |
|--|-----|
| House resolution to print them, | 243 |
| Agreed to, | 243 |

N.

NAVIGATION COMPANIES.

| | |
|--|---|
| Document No. 8, showing debt, expenditures and receipts of State on account of such companies, to be printed, | 44, 45 |
| Printed Doc. No. 8. | |
| York River Steam Navigation and Plank Road Company, | 50, 51, 65, 85, 159, 167 |
| Rivanna Navigation Company, | 86, 87, 94 |
| North River Navigation Company, | 86, 87, 89, 90, 91 |
| Guyandotte Navigation Company, | 91, 94, 95, 105, 106, 107, 115 |
| Slate River Company, | 101, 102, 110 |
| Kempesville Canal Company, | 124, 125, 126, 150 |
| Norfolk and Fredericksburg Steamboat Company, | 131, 132, 134, 151, 161 |
| Lower Appomattox Company, | 156, 157, 163, 196, 197, 199, 211, 224, 236 |
| Hazel River Navigation Company, | 165, 168, 185 |

NEWARK TURNPIKE.

| | |
|--------------------------------------|-----|
| Bill to incorporate it, | 174 |
| Committed, | 175 |
| Reported, | 181 |
| Amended and passed, | 223 |
| Amendment agreed to by House, | 236 |

NEW HAMPSHIRE.

| | |
|--|----|
| Governor encloses resolutions relative to the Union; laid on table and ordered to be printed, | 65 |
| Printed Doc. No. 1. | |

NEW MARKET AND SPERRYVILLE TURNPIKE.

| | |
|--------------------------------------|-----|
| Bill to increase its capital, | 109 |
| Committed, | 109 |
| Reported, | 112 |
| Passed, | 118 |

NEW RIVER BRIDGE.

| | |
|---------------------------------------|-----|
| Bill concerning it, | 117 |
| Committed, | 118 |
| Reported, | 121 |
| Amended and laid on table, | 126 |
| Amendments acted on, and bill passed, | 164 |
| Amendments agreed to by House, | 174 |

NEWSPAPERS.

| | |
|--------------------------------------|----|
| Editors allowed seats for reporting, | 35 |
|--------------------------------------|----|

NICHOLAS COUNTY.*See Circuit Courts.*

| | |
|---|-----|
| Bill authorising Court to borrow money, | 223 |
| Committed, | 224 |
| Reported, | 226 |
| Passed, | 240 |

**NICHOLAS, BRAXTON & KANAWHA
ELK RIVER COAL MINING COMPANY.**

| | |
|--------------------------------|----------|
| Bill to incorporate it, | 191 |
| Committed, | 192 |
| Reported, | 201 |
| Amended and passed, | 228, 229 |
| Amendments agreed to by House, | 244 |

NON INTERCOURSE.

| | |
|----------------------|----|
| Governor's comments, | 31 |
|----------------------|----|

NORFOLK CITY.

| | |
|--|----|
| Bill to enclose part of Talbot street, | 50 |
| Committed, | 50 |
| Reported and laid on table, | 64 |
| Amended and passed, | 65 |
| Amendments agreed to by House, | 66 |
| Bill authorising three Justices to hold Hastings Court, | 50 |
| Committed, | 50 |
| Reported, | 52 |
| Laid on table, | 53 |
| Passed | 67 |

**NORFOLK AND FREDERICKSBURG
STEAMBOAT COMPANY.**

| | |
|--------------------------------|-----|
| Bill to incorporate it, | 131 |
| Committed, | 132 |
| Reported, | 134 |
| Amended and passed, | 151 |
| Amendments agreed to by House, | 161 |

**NORFOLK AND PETERSBURG RAIL-
ROAD.**

| | |
|-------------------------------|-----|
| Bill to incorporate it, | 131 |
| Committed, | 132 |
| Reported, | 134 |
| Amended and passed, | 151 |
| Amendment agreed to by House, | 161 |

NORTH FREDERICK TURNPIKE.

| | |
|-----------------------------------|-----|
| Bill for additional subscription, | 131 |
| Committed, | 132 |
| Reported, | 134 |
| Passed | 151 |

*See Hampshire and Morgan Turnpike.***NORTH RIVER NAVIGATION COM-
PANY.**

| | |
|--|----|
| Bill for a further State subscription, | 86 |
| Committed, | 87 |
| Reported, | 89 |
| Laid on table, | 90 |
| Passed, | 91 |

NORTH RIVER TURNPIKE.

| | |
|-------------------------|----|
| Bill to incorporate it, | 89 |
| Committed, | 89 |
| Reported and passed, | 91 |

NORTHUMBERLAND ACADEMY.

| | |
|-----------------------------|-----|
| Bill refunding money to it, | 139 |
| Committed, | 140 |
| Reported, | 144 |
| Passed, | 172 |

NORTHUMBERLAND COUNTY.

| | |
|---|-----|
| Bill authorising Court to borrow money, | 131 |
| Committed, | 132 |
| Reported, | 142 |
| Passed, | 152 |

NORTHWESTERN BANK.

| | |
|--|----|
| Governor communicates statements of condition of Bank; laid on table, | 84 |
| Printed Doc. No. 6. | |

**NORTHWESTERN VIRGINIA RAIL-
ROAD.**

| | |
|----------------------------------|--------|
| Bill to incorporate it, | 84 |
| Committed, | 84 |
| Reported and laid on table, | 85 |
| Motion to postpone indefinitely, | 86 |
| Motion rejected; vote thereon, | 87 |
| Amendments; votes thereon, | 87, 88 |
| Passed; vote thereon, | 88, 89 |

O.**ODD-FELLOWS.***See Kanawha Lodge of Odd-Fellows.***OFFICE OF CLERK**

| | |
|--|----|
| Committee to be appointed to examine it, (rule 44,) | 9 |
| Appointed, | 42 |

OFFICERS OF GOVERNMENT.

| | |
|---------------------------------|--------|
| House resolution to elect them, | 98 |
| Agreed to, | 98, 99 |

OFFICERS, (Public)

| | |
|---|----|
| Committee to be appointed to examine their Bonds, (rule 38,) | 8 |
| Appointed, | 42 |

OHIO RIVER RAILROAD.

| | |
|---|------|
| Bill for a Railroad to the Ohio river, | 118, |
| 121, 126, 160, 163, 164, 166, 167, 168, | |
| 169, 175, 204, 206, 211. | |
| Further action thereon; votes recorded; bill passed, | 230 |

**OLD DOMINION GOLD MINING COM-
PANY.**

| | |
|-------------------------|----------|
| Bill to incorporate it, | 198 |
| Committed, | 199 |
| Reported, | 199, 201 |
| Passed, | 228 |

**ORANGE AND ALEXANDRIA RAIL-
ROAD.**

| | |
|------------------------------|-----|
| Bill increasing its capital, | 115 |
| Committed, | 115 |
| Reported, | 118 |
| Passed, | 124 |

ORDER.

| | |
|---|---|
| Points of order, when debateable, (rule 24,) | 7 |
| Incidental questions of order not debateable after call of previous question, (rule 22,) 7 | |

OYSTERS.

| | |
|--|-----|
| Bill to prevent planting by non-residents; committed, | 244 |
| Reported and passed, | 244 |

P.

PAGES.

| | |
|---|------|
| Motion to appoint two Pages in lieu of second door-keeper, | 4 |
| Vote thereon recorded, | 4, 5 |
| Motion to appoint William McCauley Page, rejected, | 5 |
| Resolution to allow Speaker to appoint Page; action thereon, | 36 |
| Resolution adopted; pay of Page, | 36 |
| William McCauley appointed, | 36 |
| Compensation to William McCauley, how paid, | 91 |

PAMUNKY RIVER BRIDGE.

| | |
|--------------------------------|-----|
| Bill authorizing its erection, | 223 |
| Committed, | 224 |
| Reported, | 226 |
| Passed, | 240 |

PARKER, (James) Legatee.

| | |
|-------------------------------|--------|
| Bill for their relief, | 50 |
| Committed, | 51, 62 |
| Reported, amended and passed, | 68 |
| Amendment agreed to by House, | 69 |

PARKER, (Richard)

| | |
|---------------------------------|------------|
| Elected Judge for 13th Circuit, | 59, 60, |
| | 61, 62, 63 |

PARKERSBURG.

| | |
|--------------------------------|----------|
| Bill extending its limits, | 117 |
| Committed, | 118 |
| Reported, | 127 |
| Amended and passed, | 150, 151 |
| Amendments agreed to by House, | 161 |

PEACE.

See Vermont.

PENITENTIARY.

| | |
|--|----------|
| Committee thereon appointed, | 42 |
| Report of Joint Committee; laid on table, | 94 |
| Superintendent and General Agent elected, | 101, 102 |

PENNYBACKER, (Joel)

| | |
|----------------|---|
| Elected Clerk, | 3 |
|----------------|---|

PETERSBURG.

| | |
|--|-----|
| Bill to authorize corporation to subscribe to Southside Railroad Company, | 48 |
| Committed; reported with amendment, amendment agreed to by Senate, | 48 |
| Bill as amended passed, | 48 |
| Amendment agreed to by House, | 49 |
| Bill concerning City, | 148 |
| Passed, | 173 |

PETERSBURG GAS LIGHT COMPANY.

| | |
|-------------------------------|----|
| Bill amending its Charter, | 72 |
| Committed, | 73 |
| Reported, amended and passed, | 73 |

PILOTS.

| | |
|---|-----|
| Bill to change rates of Pilotage on cer- tain vessels, | 93 |
| Committed, | 93 |
| Reported and laid on table, | 96 |
| Taken up, | 98 |
| Passed, | 98 |
| Bill relating to their fees, | 186 |
| Reported and passed, | 188 |

PLANK ROADS.

| | |
|---|-------------------------|
| Commented on by Governor, | 32 |
| Boydton and Petersburg Plank road company, | 45 |
| Bill incorporating it, presented, reported and passed, | 45 |
| York River Steam Navigation and Plank road company, | 50, 51, 65, 85, 158 |
| Fredericksburg and Valley Plankroad Company, | 104, 109, 111 |
| Providence and Potomac Plankroad, | 104, |
| | 105, 109, 110, 111, 114 |
| Providence Branch Plankroad, | 117, |
| | 118, 121, 124 |
| Westham Plankroad, | 165, 168, |
| | 184, 218, 219, 220 |
| Boydton and Petersburg Plankroad company, | 124, 233, 236, 237 |
| James River and Clover Hill Plankroad Company, | 198, 207, 229 |

PLEASANTS COUNTY.

| | |
|-------------------|-----|
| Bill creating it, | 219 |
| Committed, | 212 |
| Reported, | 215 |
| Passed, | 234 |

PLEASANT VALLEY IRON MANUFACTURING COMPANY.

| | |
|------------------------------------|-----|
| Bill to incorporate it; committed, | 181 |
| Reported, | 182 |
| Amended and passed, | 184 |

PLUMBAGO.

| | |
|--------------|----|
| Where found, | 40 |
|--------------|----|

POLLING, (Joseph S.)

| | |
|---------------------|-----|
| Bill divorcing him, | 147 |
| Committed, | 148 |
| Reported, | 168 |
| Passed, | 212 |

PORCELAIN CLAY.

| | |
|--------------|----|
| Where found, | 41 |
|--------------|----|

PORTSMOUTH INDEPENDENT BANK.

| | |
|-------------------------------|-----|
| Bill to establish it, | 207 |
| Reported, | 213 |
| Passed; vote thereon, | 232 |
| Amendment agreed to by House, | 245 |

PORTSMOUTH SAVINGS BANK.

| | |
|-------------------------------|-----|
| Bill to establish it, | 207 |
| Committed, | 207 |
| Reported, | 213 |
| Passed; vote recorded, | 232 |
| Amendment agreed to by House, | 245 |

PORTSMOUTH SCHOOLS.

| | |
|-----------------------|-----|
| Bill concerning them, | 131 |
| Committed, | 132 |
| Reported, | 142 |
| Passed, | 152 |

POTATOES, (Sweet)

| | |
|---|-----|
| Bill to regulate their sale in Northampton. | 223 |
| Committed, | 224 |
| Reported, | 226 |
| Passed. | 239 |

POTOMAC TURNPIKE.

| | |
|--------------------------------------|-----|
| Bill to incorporate it, | 92 |
| Committed, | 92 |
| Reported, | 94 |
| Amended, | 95 |
| Amendment agreed to and bill passed, | 110 |
| Amendments agreed to by House, | 115 |

PRESIDENT OF UNITED STATES.

| | |
|----------------------------------|----|
| His death announced by Governor, | 29 |
|----------------------------------|----|

PRESTON, (Robert T.)

| | |
|----------------------------|--------|
| Elected Brigadier General, | 56, 57 |
|----------------------------|--------|

PREVIOUS QUESTION

| | |
|---|---------------------|
| Rule on that subject, (rule 22.) | 7 |
| Called ; vote recorded, | 102, 139, 141 |
| Called and sustained, | 114, 116, 118 |
| Vote recorded thereon, | 119, 120, 130, 140 |
| Demanded ; votes thereon, | 159, 160, 161 |
| Called and sustained, | 168, 169, |
| 170, 171, 175, 184, 185, 189, 194, 196, | |
| 198, 201, 202, 203, 217. | |
| Demanded ; vote recorded. | 208, |
| 210, 214, 215, 219 | |
| Majority to sustain call therefor, | 216 |
| Preceding rule rescinded ; motion to lay it on table ; vote thereon, | 220 |
| Ordered, | 221, 225, 226, 227, |
| 230, 232, 240, 241, 242 | |
| Motion to require two-thirds to sustain it ; action thereon ; votes recorded, | 228 |
| PRICE, (Bushrod W.) | |
| Elected Brigadier General, | 56 |

PRINCETON AND RED SULPHUR SPRINGS TURNPIKE.

| | |
|----------------------------|-----|
| Bill amending its Charter, | 162 |
| Committed, | 162 |
| Reported, | 166 |
| Passed ; vote recorded, | 178 |

PRINCETON SAVINGS BANK.

See *Trenton or Princeton Savings Bank.*

PRINTER TO SENATE.

| | |
|--|---|
| Clerk of Senate to examine printed sheets of Journals and correct errors, (rule 45.) | 9 |
| Appointed, | 5 |

PRINTER, (Public)

| | |
|--|--------|
| House resolution to proceed to his election ; agreed to by Senate, | 44 |
| Election made ; vote recorded, | 44, 45 |
| House resolution to authorise him to dispose of copies of Code, | 74 |
| Laid on table, | 74, 82 |
| Adopted ; vote recorded, | 84, 85 |

PRINTING.

| | |
|--------------------------|-----|
| Bills not to be printed, | 118 |
|--------------------------|-----|

PRIVILEGE.

| | |
|--|---|
| Questions of privilege to be referred to and examined by Committee, (rule 33,) | 8 |
|--|---|

PRIVILEGES AND ELECTIONS.

| | |
|--|--------|
| Powers and duties of Committee, (rule 33) | 8 |
| Appointed, | 41 |
| Report of Committee on return of Senators, | 57, 58 |

PROCESSIONING LANDS.

| | |
|--|-----|
| Bill to procession Lands in Elizabeth City, Surry, Sussex and Prince George, | 223 |
| Committed, | 224 |
| Reported, | 226 |
| Rejected ; vote recorded, | 240 |

PROVIDENCE BRANCH PLANK ROAD.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 117 |
| Committed, | 117 |
| Reported, | 121 |
| Passed ; vote recorded, | 124 |

PROVIDENCE AND POTOMAC PLANK ROAD.

| | |
|--|-----|
| Bill incorporating Company, | 104 |
| Committed, | 105 |
| Reported, | 109 |
| Motion to postpone indefinitely ; vote recorded, | 110 |
| Laid on table, | 111 |
| Amended ; vote recorded ; bill passed, | 114 |

PUBLIC GROUND.

| | |
|--|----|
| Stone Wall recommended by Governor and proposition to purchase ground, | 28 |
|--|----|

PUBLIC OFFICERS.

| | |
|--|----|
| Committee to examine their bonds, (rule 38.) | 8 |
| Appointed, | 42 |

Q.

QUALIFICATIONS.

| | |
|--|----|
| Sensors qualified, | 3 |
| Mr. Ambler qualified, | 36 |
| Mr. Turner and Mr. Thompson qualified, | 36 |

QUESTIONS.

| | |
|---|---|
| Once determined to stand, (rule 4.) | 5 |
| Conduct of Members while question reported, (rule 5.) | 5 |
| Members not to vote when interested or absent, (rule 6.) | 6 |
| To vote when present, (rule 7.) | 6 |
| Division of question, (rule 10.) | 6 |
| One to be determined before another entertained, (rule 18.) | 7 |
| How propounded and decided, (rules 20, 21.) | 7 |
| Previous question, (rule 22.) | 7 |
| When allowed to speak to form, (rule 23.) | 7 |
| When vote equal how decided, (rule 26.) | 7 |

R.

RABBITT, (George)

| | |
|-----------------------------------|----------|
| Bill to pay him a sum of money, | 162 |
| Committed, | 162 |
| Reported, | 168 |
| Rejected, | 182 |
| Re-considered and laid on table, | 185, |
| | 196, 211 |
| Action thereon; votes recorded, | 215 |
| Amended and passed; vote thereon, | 216 |
| Agreed to by House, | 236 |

RAILROADS.

| | |
|---|---|
| Document No. 8, showing debt, expenditures and receipts of State on account of such works, to be printed, | 44, 45 |
| Printed Doc. No. 8. | |
| Richmond and Danville railroad,—act guaranteeing bonds amended, | 47, 48 |
| Bill for subscription by Petersburg and Farmville to Southside railroad, | 48, 49 |
| Seaboard and Roanoke Company to issue bonds, | 50, 52, 53, 54 |
| Same Company allowed time to complete their road. | 50, 52, 54 |
| Manassas' Gap railroad, | 75, 81, 82, 83, 84 |
| Southside railroad, | 80, 81, 83, 84 |
| James S. French's plan for railroads, | 80, |
| | 81, 84 |
| Northwestern Virginia railroad, | 84, 85, |
| | 86, 87, 88, 89 |
| Virginia and Tennessee railroad, | 92, 94, 95 |
| Roanoke Valley railroad, | 99, 102, |
| | 105, 108, 111, 113, 114, 115 |
| Orange and Alexandria railroad, | 115, |
| | 118, 124 |
| Wellsburg and Bethany railroad, | 117, |
| | 121, 142, 144 |
| Railroad to Ohio river, | 118, 121, 126, |
| | 160, 163, 164, 166, 167, 168, 169, 175, |
| | 204, 208, 211, 230 |
| Virginia Central Railroad, | 131, 132, |
| | 134, 152, 164, 166, 167, 173, 174, 175, |
| | 176, 177, 182, 183, 184, 230 |
| Norfolk and Petersburg Railroad, | 131, |
| | 132, 134 |
| Richmond and Danville railroad, | 142, |
| | 143, 157, 173 |
| South Lowell Branch Railroad, | 147, |
| | 148, 163, 178 |
| Richmond and Pamunkey railroad, | 158 |
| Richmond & Danville railroad and Wm. S. Triplett, | 162, 163, 168 |
| Alexandria and Fredericksburg railroad, | 165, 168, 184, 191 |
| On plan of James S. French, | 186, |
| | 187, 190, 204 |
| Virginia and Tennessee railroad; City of Richmond to subscribe. | 198, 201, 227 |
| RALEIGH COUNTY. | |
| Bill to legalize its organization, | 139 |
| Committed, | 140 |
| Reported, | 144 |
| Passed, | 153 |
| RAPID ANN RIVER VALLEY. | |
| Preamble and Resolutions of Citizens relative to the improvement of river, | 110 |

BATCLIFF, (Robert)

| | |
|------------------------|--------|
| Bill for his relief, | 50 |
| Committed, | 51 |
| Reported, | 55 |
| Rejected, | 55 |
| Reconsidered, | 57 |
| Passed; vote recorded, | 58, 59 |

RAVENSWOOD & REEDY TURNPIKE.

| | |
|--------------------------------|-----|
| Bill to amend its Charter, | 142 |
| Committed, | 143 |
| Amended and passed, | 172 |
| Amendments agreed to by House, | 191 |

RECESSES.

| | |
|---|-------------------------|
| Resolution to adjourn from 10th Dec. to 6th Jan.; action and votes thereon, | 46, 47 |
| Agreed to by House, | 47 |
| Taken by Senate, | 107, 122, |
| | 135, 136, 142, 241, 244 |
| Motion for daily recess; action thereon; votes recorded, | 160, 161, 163 |
| Motion to dispense with them; action thereon; vote recorded, | 185, |
| | 186, 197, 200 |

RED AND BLUE SULPHUR SPRINGS TURNPIKE.

| | |
|--|-----|
| Bill for an additional State subscription, | 124 |
| Committed, | 125 |
| Reported, | 126 |
| Passed, | 150 |

(REDMAN, F. P.)

| | |
|----------------------|-----|
| Bill for his relief, | 120 |
| Committed, | 121 |
| Reported, | 207 |
| Passed, | 229 |

REED CREEK MANUFACTURING COMPANY.

| | |
|--------------------------------|-----|
| Bill to revive its Charter, | 162 |
| Committed, | 162 |
| Reported, | 166 |
| Amended and passed. | 181 |
| Amendments agreed to by House, | 191 |

REEDY & HARRISVILLE TURNPIKE.

| | |
|---------------------------------|-----|
| Bill to incorporate it, | 147 |
| Committed, | 148 |
| Reported, | 157 |
| Amended and passed, | 172 |
| Amendments agreed to by Senate, | 191 |

REEL AND HOSE.

| | |
|---|-----|
| Bill to purchase it for the Capitol and public buildings, | 191 |
| Committed, | 192 |
| Reported, | 201 |
| Passed, | 228 |

REGISTER.

| | |
|----------|----------|
| Elected, | 101, 102 |
|----------|----------|

RESOLUTIONS.

| | |
|---|---|
| To remain in Senate two days after passage or rejection and then be communicated to House, (rule 29.) | 8 |
| To what committees referred, (rules 35, 40) | 8 |

| | |
|--|-----|
| Motion that none shall be considered after certain day; vote recorded, | 141 |
| Not to be received or considered after specified time, | 211 |

RETURNS OF ELECTIONS.

| | |
|---|--------|
| To be referred to Committee,, (rule 33) | 8 |
| Committee appointed, | 41 |
| Report of Committee thereon, | 57, 58 |

REVOLUTIONARY CLAIMS.

| | |
|---|----|
| Commented on by Governor, | 26 |
| House resolution requesting Congress to appropriate Scrip to satisfy Virginia Land Bounty Warrants, | 65 |
| Laid on table, | 65 |
| Agreed to, | 68 |

RICHMOND CITY.

| | |
|---|-----|
| Report and resolutions adopted by Council for a subscription to Virginia and Tennessee railroad; laid on table, | 51 |
| Bill to amend its Charter, | 221 |
| Committed, | 221 |
| Leave to sit during Session, | 221 |
| Reported, | 222 |
| Passed, | 234 |

RICHMOND AND DANVILLE RAILROAD.

| | |
|--|----------|
| Bill to amend act guaranteeing bonds of Company, | 47 |
| Committed and reported, | 47 |
| Passed, | 48 |
| Use of Senate Chamber granted to Company for its meetings, | 85 |
| Bill to increase its capital, | 142 |
| Committed, | 143 |
| Reported, | 157 |
| Amendment bill passed; vote thereon, | 173 |
| House resolution to ratify contract between Company and Wm. S. Triplett, | 162 |
| Committed, | 163 |
| Reported, | 163 |
| Action thereon; votes recorded, | 214, 215 |

RICHMOND CITY.

| | |
|--|-----|
| Bill to authorize Council to subscribe to Virginia and Tennessee railroad, | 198 |
| Committed, | 198 |
| Reported, | 201 |
| Passed, | 227 |

RICHMOND MARINE AND FIRE INSURANCE COMPANY.

| | |
|------------------------|-----|
| Bill incorporating it, | 156 |
| Committed, | 157 |
| Reported, | 163 |
| Passed, | 178 |

RICHMOND & PAMUNKEY RAILROAD.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 158 |
|-------------------------|-----|

RITCHIE AND GILMER TURNPIKE.

| | |
|-------------------------------|-----|
| Bill to incorporate company, | 120 |
| Committed, | 121 |
| Reported, | 125 |
| Amended and passed, | 127 |
| Amendment agreed to by House, | 139 |

RITCHIE, (Wm. F.)

| | |
|-------------------------|----|
| Elected Public Printer, | 45 |
|-------------------------|----|

RIVANNA NAVIGATION COMPANY.

| | |
|--|--------|
| Bill for a State subscription thereto, | 86 |
| Committed and reported, | 87 |
| Amended and passed; vote recorded, | 89, 90 |
| Amendment agreed to by House, | 90 |

ROADS.

| | |
|--|---------|
| Subjects relating thereto, to be referred to Committee on Internal Improvement, (rule 40,) | 8 |
| Committee appointed, | 42 |
| Commented on by Governor, | 9 to 22 |
| Bill exempting old men from working on roads | 70 |
| Committed, | 70 |
| Reported and postponed indefinitely; vote recorded, | 70, 71 |
| From Giles, Fayette and Kanawha road to the North Carolina line, | 101 |
| Committed, | 102 |
| Reported, | 105 |
| Amended and passed, | 108 |
| Amendment agreed to by House, | 115 |
| Bill concerning road from James Shannon's in Wyoming to East River, | 104 |
| Committed, | 105 |
| Reported, | 109 |
| Bill to provide for a road on Mud River; committed, | 207 |
| Reported, | 213 |
| Amended and passed, | 232 |
| Amendment agreed to by House, | 244 |
| Bill to provide for road from James River and Kanawha road to Cassville, | 207 |
| Committed, | 207 |
| Reported, | 213 |
| Amended and passed, | 232 |
| Amendment agreed to by House, | 244 |
| Bill for road from Hot Springs to Clifton Forge, | 212 |
| Committed, | 213 |
| Reported, | 224 |
| Amended and passed, | 236 |
| Amendment agreed to by House, | 245 |
| See <i>Railroads</i> . | |
| See <i>Turnpikes</i> . | |
| See <i>Plank Roads</i> . | |

ROANOKE VALLEY RAILROAD.

| | |
|---|----------|
| Bill to incorporate it, | 99 |
| Committed, | 99 |
| Reported, | 109 |
| Amended and laid on table, | 105, 108 |
| Order of day, | 111 |
| Amended, | 113 |
| Motion to postpone indefinitely; vote recorded, | 114 |
| Passed, | 114 |
| Amendment agreed to by House, | 115 |

ROBERTS, (Mary A. E.)

| | |
|---------------------|----|
| Bill divorcing her, | 50 |
| Committed, | 50 |
| Reported, | 63 |

ROCHE MINING AND MANUFACTURING COMPANY.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 223 |
| Committed, | 224 |
| Reported, | 226 |
| Passed, | 240 |

ROCKINGHAM MALE AND FEMALE SEMINARY.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 166 |
| Committed, | 165 |
| Reported, | 175 |
| Amended and passed, | 197 |
| Agreed to by House, | 207 |

ROCKINGHAM TURNPIKE.

| | |
|------------------------|-----|
| Bill amending Charter, | 112 |
| Committed, | 112 |
| Reported, | 116 |
| Passed, | 124 |

ROCKYMOUNT TURNPIKE.

| | |
|--|-----|
| Bill to amend act for extending it; committed, | 198 |
| Reported, | 207 |
| Passed, | 229 |

RULES.

| | |
|---|--------|
| Adopted, | 5 to 9 |
| Rule proposed prohibiting money bills from being taken up until day after being reported, | 113 |
| Motion to postpone indefinitely; vote recorded, | 116 |
| Amended; vote thereon, | 116 |
| Rule as amended agreed to; vote thereon, | 116 |
| Motion to alter rule requiring Clerk to retain bills; laid on table, | 159 |
| Agreed to, | 185 |

RUSSELL AND WASHINGTON TURNPIKE.

| | |
|------------------------------------|-----|
| Two bills to increase its capital, | 142 |
| Committed, | 143 |
| Reported, | 149 |
| Passed, | 155 |

RUTHERFOORD, (John)

| | |
|--------------------------|----|
| Voted for as Councillor, | 49 |
|--------------------------|----|

S.**SAINT MARY TOWN.**

| | |
|-------------------------------|-----|
| Bill to incorporate it, | 213 |
| Committed, | 213 |
| Reported, | 215 |
| Amended and passed, | 234 |
| Amendment agreed to by House, | 245 |

SAINT MARY'S TURNPIKE.

| | |
|-------------------------------|-----|
| Bill incorporating it, | 147 |
| Committed, | 148 |
| Reported, | 163 |
| Amended and passed, | 178 |
| Amendment agreed to by House, | 191 |

SALEM & HARRISVILLE TURNPIKE.

| | |
|------------------------|-----|
| Bill incorporating it, | 111 |
| Committed, | 112 |
| Passed, | 123 |

SALT.

| | |
|---------------------------|----|
| Where found in the State, | 40 |
|---------------------------|----|

GREEN, (Samuel B.)

| | |
|------------------------------------|----|
| Elected Judge of the 14th Circuit, | 44 |
|------------------------------------|----|

SAVINGS BANKS.

| | |
|--|------------------------------|
| Bill to establish Jacksonville Savings Bank, | 50, 52, 53 |
| Merchants and Mechanics Savings Bank of Norfolk | 139, 140, 144, 153, 156, 161 |
| Roanoke Savings Bank, | 153 |
| Fairfax Savings Bank, | 153 |
| Christiansburg Savings Bank, | 156 |
| Boydton Savings Bank, | 162, 166, 182, 191 |
| Jeffersonville Savings Bank, | 165, 175, 217, 236 |
| Wappacomo Savings Bank, | 165, 217, 236 |
| Trenton or Princeton Savings Bank, | 186, 187, 199, 226, 244 |
| Portsmouth Savings Bank, | 207, 218, 232, 245 |
| Lisbons Savings Bank, | 212, 213, 215, 234 |
| Merchants and Mechanics Savings Bank of Wellsburg, | 212, 213, 215, 234 |

SCHOOLS.

| | |
|--|-----|
| Bill concerning Free Schools in King George county; committed, | 198 |
| See <i>Hanover Free Schools</i> . | |
| See <i>Portsmouth Schools</i> . | |

SCOTT COUNTY.

| | |
|-----------------------------------|-----|
| Bill to change separate election, | 212 |
| Committed, | 213 |
| Reported, | 225 |
| Passed, | 236 |

SEABOARD & ROANOKE RAILROAD.

| | |
|--|--------|
| Bill authorising Company to issue bonds, | 50 |
| Committed, | 50 |
| Reported; laid on table, | 52, 53 |
| Passed, | 54 |
| Bill extending the time for completing Railroad, | 50 |
| Committed, | 50 |
| Reported and laid on table, | 52 |
| Passed, | 54 |

SECRETARY TO BOARD OF PUBLIC WORKS.

| | |
|--|-----|
| Bill to authorise one to be appointed, | 242 |
| Committed, | 243 |
| Reported; motion to postpone indefinitely; vote thereon, | 244 |
| Passed, | 244 |

SECRETARY OF COMMONWEALTH.

| | |
|----------|----------|
| Elected, | 101, 102 |
|----------|----------|

SENATE.

| | |
|---|-----|
| Organized; new members qualified, | 3 |
| Mr. Ambler qualified, | 36 |
| Mr. Turner and Mr. Thompson qualified, | 36 |
| Mr. Kinney takes his seat, | 36 |
| John C. Crump appeared and took his seat, | 61 |
| List of Districts and names of Senators, | 247 |

SENATE CHAMBER.

Use granted to Richmond and Danville
Railroad Company, 85

SENATOR OF UNITED STATES.

House resolution to proceed to election, 42
Motion to lay on table; vote thereon, 43
Amendment offered; vote thereon, 43
Resolution adopted, 43
Election made; vote recorded, 46

SEPARATE ELECTIONS.

Bill concerning them, 120
Committed, 121
Amended, 149
Passed, 150
Amendment agreed to by House, 161
See *Scott County*.

SERGEANT AT ARMS.

Elected; vote recorded, 3

SHERIFFS.

Bill prescribing mode for the execution
of Isaac Medley's official bond, 98
Committed and reported, 98
Passed, 99
To be communicated to House, 101
See *Moore, (Samuel)*

SHIELDS, (Hamilton L.)

House resolution to vote him a Sword, 47
Laid on table, 47
Taken up and committed, 52
Laid on table, 64
Taken up; amended and agreed to, 97
Amendment agreed to by House, 99

SIMPSON'S CREEK TURNPIKE.

Bill to incorporate it, 92
Committed, 92
Reported, 96
Amended and passed, 97
Amendment agreed to by House, 101

SINCLAIR, (Jefferson B.)

Bill concerning him, 185
Committed, 186
Reported, 192
Passed, 196

SISTERSVILLE AND SALEM TURN-
PIKE.

Bill to widen and complete it, 117
Committed, 118
Reported, 121
Laid on table, 124
Order of day, 204
Passed; votes thereon, 208

SKETCHES OF ACTS.

House resolution providing for their pub-
lication, 162
Committed, 162
Reported, 166
Agreed to, 182

SLATE.

Where found, 41

SLATE HILL GOLD MINING COM-
PANY.

Bill to amend its Charter, 139
Committed, 140
Reported, 144
Passed, 153

SLATE RIVER COMPANY.

Bill to incorporate it, 101
Committed, 102
Reported, 109
Passed, 110

SLAVERY.

Subject commented on by Governor, 31 to 35

SMITH, (Daniel) Judge.

His death announced by Governor, 43

SMITH, (Hugh)

Bill concerning him; committed, 157
Reported, 163
Passed, 178

SNOW CREEK AND HALES FORD
TURNPIKE.

Bill to incorporate it, 165
Committed, 165
Reported, 168
Passed, 182

SOAP STONE.

Where found, 41

SOUTH BRANCH ACADEMICAL IN-
STITUTE.

Bill to incorporate Trustees, 50
Committed, 50
Reported, 52
Laid on table, 52
Amended and passed, 239
Disagreed to by House, 242
Action of Senate thereon; vote recorded, 231

SOUTH BRANCH BRIDGE COMPANY.

Bill to incorporate it, 86
Committed, 87
Reported, 89
Passed, 90

SOUTH CAROLINA.

Governor communicates act of South Caro-
lina for the appointment of deputies to
a Southern Congress and to call a Con-
vention, 66
Motion to refer it; laid on table, 66
House resolution relative to action of S.
Carolina on the proposed Southern
Congress, 193
Made order day; vote recorded, 199
Amendments offered; votes recorded, 209
Action thereon; votes, 210, 211
Action of House thereon, 223
Insisted on by Senate; vote thereon, 224,
225, 226
Insisted on by House, 231
Action of Senate thereon; votes re-
corded, 231

SOUTHERN CONGRESS.

See *South Carolina*.

SOUTH LOWELL BRANCH RAIL-
ROAD.

Bill to incorporate it, 147
Committed, 148
Reported, 163
Passed, 178

SOUTHSIDE RAILROAD.

| | |
|---|----|
| Bill for subscription to road by Petersburg and Farmville, | 48 |
| Committed; reported with amendments, which was agreed to by Senate, | 48 |
| Bill as amended passed, | 48 |
| Amendment agreed to by House, | 49 |
| Bill for a State's subscription thereto, | 80 |
| Committed, | 80 |
| Reported, | 81 |
| Amended and passed; vote recorded, | 83 |
| Amendments agreed to by House, | 84 |

SOUTHWESTERN ROAD.

| | |
|--|----------|
| House resolution to re-let its construction, | 115 |
| Committed, | 115 |
| Reported, | 158 |
| Amended and agreed to, | 177 |
| Amended and agreed to by House, | 213 |
| Referred, | 216 |
| Reported, | 224 |
| Amendment adhered to, | 231, 232 |
| Receded from by House, | 241 |

SPEAKER.

| | |
|--|----------|
| Elected; vote recorded, | 3 |
| Entitled to be first heard, (rule 24,) | 7 |
| His vote to be counted, (rule 27,) | 7 |
| May call Members to Chair, (rule 31,) | 8 |
| To appoint Standing Committees, | 8, 9 |
| Chair vacated, | 44, 45 |
| Appeal taken from his decision, | 133 |
| Decision appeal from and sustained, | 201, 202 |

| | |
|-------------------|-----|
| Thanks voted him, | 246 |
|-------------------|-----|

SPECIAL COURT OF APPEALS.

| | |
|----------------------------------|----|
| Bill to extend its jurisdiction, | 53 |
| Committed, | 53 |
| Reported, | 53 |
| Passed, | 54 |

SPEECHES.

| | |
|---|-----|
| Members not to speak more than fifteen minutes, | 136 |
| Not to exceed five minutes, nor twice, | 208 |
| See <i>Debate</i> . | |

SPERRYVILLE AND RAPPAHANNOCK**TURNPIKE.**

| | |
|-------------------------------|----|
| Bill to increase its capital, | 21 |
| Committed, | 91 |
| Reported and laid on table, | 92 |

SPRUCE RUN MANUFACTURING COMPANY.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 181 |
| Committed, | 181 |
| Reported, | 199 |
| Passed, | 222 |

STATE AGRICULTURAL SOCIETY.

| | |
|---|--------|
| Invitation to Members and Speaker to attend annual meeting, | 92, 94 |
|---|--------|

STATE STOCKS.

| | |
|--|-----|
| Bill relative to transfer of Stocks owned by decedent non-residents, | 231 |
| Committed, | 231 |
| Passed, | 239 |

STATUTES.See *Washington's Status*.**STAUNTON AND NORTH RIVER GAP TURNPIKE.**

| | |
|-------------------------|-----|
| Bill to incorporate it, | 167 |
| Committed, | 168 |
| Reported, | 173 |
| Passed, | 216 |

STEALING CHILDREN.

| | |
|---|-----|
| Bill making it felony to steal a child, | 162 |
| Committed, | 162 |
| Reported, | 166 |
| Passed, | 212 |

STENOGRAPHERS.

| | |
|------------------------------|----|
| Allowed seats for reporting, | 35 |
|------------------------------|----|

STEPHENS, (Henry L.)

| | |
|---------------------|-----|
| Bill divorcing him, | 157 |
| Committed, | 157 |
| Reported, | 163 |
| Passed, | 212 |

STEWART, J. M.)

| | |
|----------------------|-----|
| Bill for his relief, | 156 |
| Committed, | 157 |
| Reported, | 161 |
| Passed, | 217 |

STOCKS.

| | |
|---|-----|
| Bill relative to transfers of Stocks owned by decedent non-residents, | 231 |
| Committed, | 231 |
| Passed, | 239 |

STONE MOUNTAIN FREE ROAD.

| | |
|------------------------------------|-----|
| Bill to incorporate it, | 165 |
| Committed, | 165 |
| Reported, | 168 |
| Amended and passed; vote recorded, | 185 |
| Amendment agreed to by House, | 191 |

STOREKEEPER OF PENITENTIARY.

| | |
|----------|----------|
| Elected, | 101, 102 |
|----------|----------|

SUBTERRANEAN RIGHT OF WAY.

| | |
|--|-----|
| Bill granting it to owners of coal lands through mountains or hills, | 167 |
| Committed, | 168 |
| Reported, | 181 |
| Amended and passed; vote recorded, | 217 |
| Amendments agreed to by House, | 236 |

SUGAR TREE CREEK.

| | |
|------------------------------------|----|
| Bill to declare it public highway, | 50 |
| Committed, | 50 |
| Reported, | 52 |
| Passed, | 53 |

SUMMERS, (George W.)

| | |
|-----------------------------------|----|
| Voted for as Senator to Congress, | 46 |
|-----------------------------------|----|

SUPERINTENDENT OF ARMORY.

| | |
|---------------------------------|----|
| Report referred to by Governor, | 25 |
|---------------------------------|----|

SUPERINTENDENT OF PENITENTIARY.

| | |
|----------|----------|
| Elected, | 101, 102 |
|----------|----------|

SUPERINTENDENT OF PUBLIC BUILDINGS.See *Gas*.

SURVEYS.

| | |
|--|------------|
| House resolution for survey and location of Gilmer, Ripley and Ohio Turnpike, | 73, 74, 80 |
| House resolution for survey for road from Franklin by Monterey to Warm Springs, | 97 |
| Agreed to, | 97 |
| House resolution to survey a canal from Pagan Creek to Black Water or Rattlesnake Swamp, | 223 |
| Committed, | 224 |
| Reported, | 221 |
| Agreed to, | 240 |
| See <i>Twelve Pole River</i> . | |

SWEET POTATOES.

| | |
|---|-----|
| Bill to regulate their sale in Northampton, | 223 |
| Committed, | 224 |
| Reported, | 206 |
| Passed, | 239 |

SWORDS.

See *SHIELDS*, (Hamilton L.)

T.

TAYLOR, (Hannah D.)

| | |
|---|----|
| Bill for her relief, | 50 |
| Committed, | 50 |
| Committee discharged and referred to Committee on Claims, | 67 |
| Reported, amended and passed, | 67 |
| Amendments agreed to by House, | 68 |

TAYLOR'S FERRY.

See *Bridges*.

TAYLOR, (Zachary)

| | |
|----------------------------------|----|
| His death announced by Governor, | 29 |
|----------------------------------|----|

TAXES

| | |
|-------------------------------------|----------|
| Bill imposing Taxes, | 112 |
| Committed, | 112 |
| Reported, | 125 |
| Amended and passed; votes recorded, | 146, 147 |
| Motion to reconsider passage; vote, | 147 |
| Amendment agreed to by House, | 161 |

TAZEWELL COURTHOUSE & FANCY GAP TURNPIKE.

| | |
|-------------------------------|-----|
| Bill to increase its capital, | 117 |
| Committed, | 118 |
| Reported, | 121 |
| Passed, | 126 |

TAZEWELL COURTHOUSE & SALT-VILLE TURNPIKE.

| | |
|------------------------------------|-----|
| Bill incorporating it, | 111 |
| Committed, | 112 |
| Reported, | 116 |
| Amended and passed; vote recorded, | 123 |
| Amendment agreed to by House, | 131 |

TELEGRAPHS.

| | |
|---|---------------|
| Lynchburg and Washington Telegraph Company, | 143, 149, 155 |
|---|---------------|

THANKS.

| | |
|-----------------|-----|
| Voted Speaker, | 248 |
| THOMAS, (Henry) | |

| | |
|----------------------|-----|
| Bill for his relief, | 156 |
| Committed, | 157 |
| Reported, | 163 |
| Passed, | 178 |

THORNTON'S GAP TURNPIKE.

| | |
|-------------------------------|----|
| Bill to increase its capital, | 91 |
| Committed, | 91 |
| Reported and laid on table, | 92 |

TIMMS, (Jesse)

| | |
|-----------------------------|------------|
| Bill for his relief, | 50 |
| Committed, | 51 |
| Reported and laid on table, | 75, 86, 91 |
| Passed, | 93 |

TOBACCO.

| | |
|---|-----|
| Bill to establish inspection at Buffalo, | 101 |
| Committed, | 102 |
| Reported, | 105 |
| Laid on table, | 110 |
| Amended and passed, | 111 |
| Amendment agreed to by House, | 115 |
| Bill concerning brands of Manufacturers; committed, | 207 |
| Reported, | 213 |
| Rejected, | 245 |

TRANSFERS OF STOCK..

See *State Stocks*.

TREASURER.

| | |
|----------|----------|
| Elected, | 101, 102 |
|----------|----------|

TREASURER'S ACCOUNTS.

| | |
|--|------------------------|
| Committee thereon appointed, | 49 |
| Report of Joint Committee presented and laid on table, | 74 |
| Taken up and acted on, | 75, 76, 77, 78, 79, 80 |

TRENTON OR PRINCETON SAVINGS BANK.

| | |
|-------------------------------|-----|
| Bill to incorporate it, | 186 |
| Committed, | 187 |
| Reported, | 199 |
| Amended and passed, | 226 |
| Amendment agreed to by House, | 244 |

TRIPLETT, Wm. S.)

| | |
|---|----------|
| House resolution to ratify contract between him and Richmond and Danville Railroad Company, | 162 |
| Committed, | 163 |
| Action thereon; votes recorded, | 214, 215 |

TUCKER, (John Randolph)

| | |
|---------------------|----------------|
| Voted for as Judge, | 59, 60, 61, 63 |
|---------------------|----------------|

TURNPIKES.

| | |
|---|---------------------|
| House resolution for survey for road from Franklin by Monterey to Warm Springs, | 97 |
| Agreed to, | 97 |
| Amherst county turnpike, | 50, 51, 53, 54, 220 |
| Gilmer, Ripley and Ohio turnpike—survey and location thereof, | 73, 74, 80 |

- Valley turnpike to suspend dividends, 74, 85, 239
- Front Royal turnpike, 86, 87, 89, 90, 91
- Weston and West Union turnpike, 89, 91
- North River turnpike, 89, 91
- Williamsport turnpike, 89, 92
- Sperryville and Rappahannock and Thornton's Gap turnpike companies, 91, 92
- Berkeley and Hampshire turnpike, 91, 92, 99, 100, 109
- Clarksburg and Beckhannon turnpike, 91, 94, 95, 111, 113, 126
- West Union turnpike, 91, 94, 95, 98, 99, 94, 95, 110, 115
- Potomac turnpike, 92, 96, 97, 101
- Simpson's Creek turnpike, 92, 94, 95, 97, 98, 102, 105
- Junction Valley turnpike, 124, 125, 132, 163, 174
- To increase its capital, 92, 94, 95, 96
- Morgan and Frederick turnpike, 93, 96, 97
- Hampshire and Morgan turnpike, 96, 97
- Road from Franklin to Monterey, to Warm Springs to be surveyed, 97
- Road from Giles, Fayette and Kanawha road to the North Carolina line, 101, 102, 105, 108, 115
- Morgantown and Bridgeport turnpike, 104, 105, 109, 111, 112, 113, 120
- Harrisville turnpike, 104, 105, 109, 111, 131
- Blue Ridge turnpike, 104, 105, 109
- Road from James Shannon's to East River, 104, 105, 109
- Mechanicsburg and Wythe turnpike, 108, 115
- Hillsborough and Harper's Ferry turnpike, 108, 109
- New Market and Sperryville turnpike, 109, 112, 118
- Black Lick and Plaster Banks turnpike, 109, 112, 114, 115, 120
- Tazewell Courthouse and Saltville turnpike, 111, 112, 116, 123, 131
- Salem and Harrisville turnpike, 111, 112, 123
- Rockingham turnpike, 112, 116, 124
- Hedgesville and Potomac turnpike, 112, 116, 123
- Southwestern road, 115, 158, 177, 213, 216, 224, 231, 232, 241
- Sistersville and Salem turnpike, 117, 118, 121, 124, 204, 208
- Tazewell Courthouse and Fancy Gap turnpike, 117, 118, 121, 126
- Floyd Courthouse and Hillsville turnpike, 117, 118, 121, 126
- Ritchie and Gilmer turnpike, 120, 121, 125, 127, 139
- Charleston, Ripley and Parkersburg turnpike, 120, 121
- Red and Blue Sulphur turnpike, 124, 125, 126
- Beverley and Fairmont road, 124, 125, 126, 150
- Centreville and Saint Mary's turnpike, 131, 132, 134, 151, 161
- North Frederick turnpike, 131, 132, 134, 151
- Middlebrooke and Brownsburg turnpike, 133, 134, 149, 155, 161
- Walker's Creek and Holston turnpike, 142, 143, 157, 172, 173, 191, 192
- Logan, Raleigh and Monroe turnpike, 142, 143, 148, 172, 191
- Ravenswood and Reedy turnpike, 142, 143, 172, 191
- Jonesville and Little Stone Gap turnpike, 142, 143, 149, 154, 161
- Charleston and Point Pleasant turnpike, 142, 143, 149, 155
- Jacksonville and Christiansburg turnpike, 142, 143, 157, 173, 192
- West Milford and New Salem turnpike, 142, 143, 148
- Russell and Washington turnpike, 142, 143, 149, 155
- Martin's Creek Free road company, 143, 149, 154, 161
- Mawbey's Gap turnpike, 143, 149, 154, 155, 161
- Wytheville and Danville turnpike, 143, 149, 154, 155, 161
- Saint Mary's turnpike, 147, 148, 163, 178, 191
- Reedy and Harrisville turnpike, 147, 148, 157, 172, 191
- Kingwood and West Union turnpike, 156, 157, 163, 177, 191
- Brandonsville, Kingwood and Evansville turnpike, 156, 157, 163, 178
- Fayette and Blue Sulphur Springs turnpike, 156, 157, 163, 177, 191
- Fincastle and Covington turnpike, 156, 157, 163, 177, 191
- Warrenton and Rappahannock turnpike, 156, 157, 163, 178, 191
- Millwood and Berryville turnpike, 157, 163, 178
- Cedar Creek and Opequon turnpike, 157, 163, 177, 191
- Princeton and Red Sulphur turnpike, 162, 166, 178
- Hardy and Winchester turnpike, 162, 166, 212
- Snow Creek and Hales' Ford turnpike, 165, 168, 182
- Hardy and Randolph turnpike, 165, 166, 179, 191
- Union Hall turnpike, 165, 168, 185
- Howardsville and Rockfish turnpike, 165, 168, 213, 239, 245
- Buford's Gap and Buchanan turnpike, 165, 168, 185, 187, 188, 211, 223
- Stone Mountain Free road, 165, 168, 185, 191
- Cross Roads and Summit turnpike, 167, 168, 175, 216, 236
- Hazel River turnpike, 167, 168, 175, 216
- Harrisburg and Franklin turnpike, 167, 168, 175, 197, 207

| | |
|---|------------------------------|
| Staunton and North River Gap turnpike, | 167, 168, 175, 216 |
| Jefferson and Frederick turnpike, | 174, 175, 181, 222 |
| Newark turnpike, | 174, 175, 181, 222, 236 |
| Holiday's Cove and New Cumberland turnpike, | 191, 192, 199, 222, 227, 228 |
| Rockymount turnpike, | 198, 207, 229 |
| Luray and Front Royal turnpike, | 207, 215, 233, 244 |
| Road on Mud River, | 207, 213, 232, 244 |
| Road from James River and Kanawha turnpike to Cassville, | 207, 213, 232, 244 |
| Blackwater turnpike, | 207, 213 |
| Huttonsville and Huntersville turnpike, | 212, 213, 224 |
| Alleghany and Huntersville roads, | 212, 213, 224 |
| Road from Hot Springs to Clifton Forge, | 212, 213, 224, 236, 245 |
| For collecting tolls on turnpikes, | 212, 213, 215, 234 |
| Leading Creek and Buffalo Creek turn- pike, | 212, 213, 224, 236, 245 |
| Alleghany and Huntersville turnpike, | 223, 224, 231, 239 |
| Grave Creek and Pennsylvania turnpike, | 223, 239 |
| Crowl's Gap turnpike, | 223, 224, 231 |
| Bedford Southside turnpike, | 223, 224, 231 |
| Bill for collection of tolls on turnpikes, | 212 |
| Committed, | 213 |
| Reported, | 215 |
| Passed, | 234 |
| Document No. 8, showing debt, expen- ditures and receipts of State on ac- count of such works, to be printed, | 44, 45 |
| Printed Doc. No. 8. | |

TWELVE POLE RIVER.

| | |
|------------------------------|-----|
| Bill proving for its survey, | 131 |
| Committed, | 132 |
| Reported, | 134 |
| Passed, | 151 |

U.

UNFINISHED BUSINESS,

| | |
|---------------------------------|---|
| When to be acted on, (rule 42.) | 9 |
|---------------------------------|---|

UNION HALL TURNPIKE.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 165 |
| Committed, | 165 |
| Reported, | 168 |
| Passed, | 185 |

UNIVERSITY.

| | |
|-----------------------|--------|
| Comments of Governor, | 24, 25 |
|-----------------------|--------|

UPPER GUYANDOTTE NAVIGATION COMPANY.

See *Guyandotte Navigation Company.*

UPSHUR COUNTY.

| | |
|--|-----|
| Bill to establish it, | 186 |
| Committed, | 186 |
| Reported, | 192 |
| Motion to postpone indefinitely; vote recorded, | 200 |
| Amendments; votes thereon, | 200 |
| Bill passed, | 200 |

V.

VALLEY MINING & MANUFACTURING COMPANY.

| | |
|-------------------------------|-----|
| Bill concerning it, | 212 |
| Committed, | 213 |
| Amended and passed, | 234 |
| Amendment agreed to by House, | 244 |

VALLEY TURNPIKE.

| | |
|-----------------------------|-----|
| Bill to suspend dividends, | 74 |
| Committed, | 74 |
| Reported and laid on table, | 85 |
| Passed, | 239 |

VATTEMARE, (A.)

| | |
|--|----|
| His agency in international exchanges commented on by Governor, | 26 |
| His communication relative to inter- national exchanges, | 70 |

VERMONT.

| | |
|---|----|
| Resolutions for promotion of Peace com- municated by Governor, | 56 |
| House resolutions for returning to Ver- mont her resolutions, | 65 |
| Adopted by Senate, | 65 |

VEYRIERE, (Bethazar Sperat)

| | |
|---------------------|-----|
| Bill divorcing him, | 139 |
| Committed, | 140 |
| Reported, | 168 |
| Passed, | 212 |

VIRGINIA CENTRAL RAILROAD.

| | |
|--|-----------------------|
| Commented on by Governor, | 12, 13, 21 |
| Bill increasing its stock, | 131 |
| Committed, | 132 |
| Reported, | 134 |
| Order of day, | 152, 179 |
| Amendments to bill concerning Ohio Railroad, | 164, 166, 167 |
| Amendments; votes recorded, | 173, 174, 175, 176 |
| Further amendments; votes thereon, | 182, 183, 184 |
| Bill passed; vote thereon, | 184 |
| Amendment to bill for a railroad to the Ohio, | 164, 166 |

VIRGINIA RAILROAD.

| | |
|-----------------------------|-----|
| Amendment relating thereto, | 166 |
|-----------------------------|-----|

VIRGINIA CENTRAL RAILROAD.

| | |
|--|-----|
| Further amendments; action thereon; votes recorded, | 230 |
|--|-----|

VIRGINIA HISTORICAL SOCIETY.

| | |
|--|-----|
| House resolution relative to their pro- ceedings, | 186 |
| Committed, | 187 |
| Committee discharged and laid on table, | 195 |

VIRGINIA MANUFACTURING COM- PANY.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 133 |
| Committed, | 134 |
| Reported, | 144 |
| Passed, | 153 |

VIRGINIA MILITARY INSTITUTE.

| | |
|--|----|
| Comments of Governor, | 25 |
| Governor communicates report of Adju- tant General covering report of Janu- ary examination of Cadets, | 70 |
| Printed Doc. No. 3. | |

| | |
|-------------------------------|-----|
| Bill concerning it, | 165 |
| Committed, | 165 |
| Reported, | 166 |
| Amended and passed, | 178 |
| Amendment agreed to by House, | 191 |

VIRGINIA REGIMENT OF VOLUNTEERS.

| | |
|--|------------|
| Bill to explain act concerning them, | 49 |
| Committed, | 50 |
| Reported, | 63 |
| Laid on table, | 64, 74, 84 |
| Resolution relative to amount of pay, subsistence, &c.; amount reimbursed State, &c. | 85 |
| Statement furnished by Auditor, | 93 |
| Taken up, | 126, 127 |
| Amendments; votes thereon, | 145 |
| Bill rejected; vote recorded, | 145, 146 |
| Motion to reconsider; vote recorded, | 146 |

VIRGINIA SHIP TIMBER & LUMBER COMPANY.

| | |
|----------------------------|-----|
| Bill to incorporate it, | 142 |
| Committed, | 143 |
| Reported, | 149 |
| Passed, | 155 |
| Bill to amend its Charter, | 186 |
| Committed, | 187 |
| Reported, | 199 |

VIRGINIA AND TENNESSEE RAILROAD.

| | |
|--|------------|
| Comments of Governor, | 12, 13, 21 |
| Report and resolutions adopted by Council of Richmond for subscription thereto; laid on table, | 51 |
| Bill for State's subscription, | 92 |
| Committed, | 92 |
| Reported, | 94 |
| Laid on table, | 95 |
| Passed, | 95 |
| Amendment relating thereto, | 166 |
| Bill to authorise Council of Richmond to subscribe to road, | 198 |
| Committed, | 198 |
| Reported, | 227 |
| Passed, | 227 |

VOLUNTEERS.

| | |
|---|-----|
| Comments of Governor, | 26 |
| House resolution to cause Muster Rolls to be printed, | 243 |
| Agreed to, | 243 |
| See <i>Virginia Regiment of Volunteers</i> . | |

W.

WALKER'S CREEK AND HOLSTON TURNPIKE.

| | |
|-----------------------------------|----------|
| Bill to revive its Charter, | 142 |
| Committed, | 143 |
| Reported, | 157 |
| Amended and passed, | 172, 173 |
| Amendments disagreed to by House, | 191 |
| Receded from by Senate, | 192 |

WALNUT GROVE GOLD MINING COMPANY.

| | |
|----------------------------|-----|
| Bill to amend its Charter, | 139 |
| Committed, | 140 |
| Reported, | 144 |
| Passed, | 153 |

WAPPACOMO SAVINGS BANK.

| | |
|-------------------------------|-----|
| Bill to incorporate it, | 165 |
| Committed, | 165 |
| Reported, | 175 |
| Amended and passed, | 217 |
| Amendment agreed to by House, | 236 |

WARRENTON AND RAPPAHANNOCK TURNPIKE.

| | |
|--------------------------------|-----|
| Bill to amend its Charter, | 156 |
| Committed, | 157 |
| Reported, | 163 |
| Amended and passed, | 178 |
| Amendments agreed to by House, | 191 |

WARROCK, (John)

| | |
|------------------------------|---|
| Appointed Printer to Senate, | 5 |
|------------------------------|---|

WASHINGTON MONUMENT.

| | |
|--------------------------|----|
| Referred to by Governor, | 26 |
|--------------------------|----|

WASHINGTON'S STATUE.

| | |
|--|-----|
| House Resolution to provide for taking Casts for the Colleges, | 174 |
| Agreed to, | 175 |

WATTS, (Ann S.)

| | |
|----------------------|-----|
| Bill for her relief, | 198 |
| Reported, | 207 |
| Passed, | 229 |

WEIGHTS AND MEASURES.

| | |
|---|-----|
| Governor recommends amendments to laws, | 26 |
| Bill concerning them, | 117 |
| Committed, | 118 |
| Reported, | 125 |
| Passed, | 149 |

WELLMAN, (John)

| | |
|--|----|
| Bill releasing State's right in land to him, | 50 |
| Committed, | 50 |
| Reported and laid on table, | 52 |
| Taken up and amended, | 53 |
| Passed, | 54 |
| Amendment agreed to by House, | 57 |

WELLSBURG AND BETHANY RAILROAD.

| | |
|--|-----|
| Bill to incorporate it, | 117 |
| Committed, | 117 |
| Reported, | 121 |
| Order of day, | 125 |
| Motion to postpone indefinitely, | 142 |
| Disagreed to; vote recorded; bill passed; vote recorded, | 144 |

WELLSBURG FEMALE SEMINARY.

| | |
|--------------------------------|-----|
| Bill incorporating it, | 111 |
| Committed, | 112 |
| Reported, | 125 |
| Amended and passed, | 146 |
| Amendments agreed to by House, | 161 |

WELLSBURG GLASS COMPANY.

| | |
|-------------------------|-----|
| Bill to incorporate it, | 186 |
| Committed, | 186 |
| Reported, | 199 |
| Passed, | 222 |

| | | | |
|---|----------|--|----------|
| WELLSBURG WHARF. | | WILSON, (Sarah F.) | |
| Bill to incorporate it, | 207 | Bill divorcing her, | 189 |
| Reported, | 213 | Committed, | 140 |
| Passed, | 233 | Reported, | 168 |
| WELLS, (John James) | | Passed, | 212 |
| Bill changing his name, | 115 | WIRE SUSPENSION BRIDGE AT WHEELING. | |
| Committed, | 115 | House resolution thereon, | 73 |
| Reported, | 125 | Laid on table, | 73 |
| Rejected, | 149 | Committed, | 84 |
| Reconsidered and passed, | 154 | Reported; laid on table, and made order of day, | 96 |
| WESTERN LUNATIC ASYLUM. | | Amended and laid on table, | 99 |
| <i>See Lunatic Asylums.</i> | | WITCHER, (Vincent) | |
| WESTHAM PLANK ROAD. | | Voted for as Senator in Congress, | 46 |
| Bill to incorporate it, | 165 | WOOLFOLK, (Anna) | |
| Committed, | 165 | Bill divorcing her, | 162 |
| Reported, | 168 | Committed, | 162 |
| Amended and laid on table, | 184 | Reported, | 166 |
| Action thereon; amendments; votes recorded, | 218, 219 | Passed, | 182 |
| WEST MILFORD AND NEW SALEM TURNPIKE. | | WORTHINGTON, (W. C.) | |
| Bill to increase its capital, | 142 | Voted for as Judge, | 59 |
| Committed, | 143 | WORLD'S FAIR. | |
| Reported, | 148 | Commented on by Governor, | 28 |
| Amended and passed, | 154 | Communication of Governor relative thereto, | 37 |
| Amendments agreed to by House, | 161 | Report of Committee appointed by the Governor, | 37 to 39 |
| WESTON AND WEST UNION TURNPIKE. | | Minerals enumerated and where found, | 40, 41 |
| Bill for its construction, | 89 | WYTHEVILLE AND DANVILLE TURNPIKE. | |
| Committed, | 89 | Bill concerning it, | 143 |
| Reported and passed, | 91 | Committed, | 143 |
| WEST UNION TURNPIKE. | | Reported, | 149 |
| Bill to incorporate it, | 91 | Amended and passed, | 154, 155 |
| Committed, | 91 | Amendments agreed to by House, | 161 |
| Reported, | 94 | Y. | |
| Amended and passed, | 95 | YORK RIVER STEAM NAVIGATION AND PLANK ROAD COMPANY. | |
| Amendment agreed to by House, | 98 | Bill to incorporate it, | 50 |
| WHEELING AND BELMONT BRIDGE COMPANY. | | Committed, | 51 |
| Comments of Governor, | 29, 30 | Reported with amendments and ordered to be printed, | 65 |
| WILLIAM, (a Lunatic Slave) | | Printed Doc. Bill No. 2. | |
| House resolution concerning him, | 186 | Substitute reported and laid on table, | 85 |
| Agreed to, | 187 | Amended and passed, | 158 |
| WILLIAMSBURG. | | Amendments amended and agreed to by House, | 167 |
| Bill concerning Clerk and Court of Hustings; committed, | 167 | Agreed to by Senate, | 167 |
| Reported, | 168 | Z. | |
| Passed, | 178 | ZINC. | |
| WILLIAMSPORT TURNPIKE. | | Where found, | 40 |
| Bill to increase its capital, | 89 | | |
| Committed, | 89 | | |
| Reported and passed, | 92 | | |

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